



# Government Gazette

OF THE STATE OF  
NEW SOUTH WALES

**Number 246**  
**Friday, 6 December 2002**

Published under authority by the Government Printing Service

## LEGISLATION

### Assents to Acts

#### ACTS OF PARLIAMENT ASSENTED TO

**Legislative Council Office Sydney 28 November 2002**

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 Council and Legislative Assembly of New South Wales in Parliament assembled, viz.:

Act No. 91, 2002 - An Act to amend the *Public Health Act 1991* with respect to the availability of tobacco products and non-tobacco smoking products to minors. [**Public Health Amendment (Juvenile Smoking) Act 2002**]

Lynn Loverlock  
Acting Clerk of the Parliaments

## ACTS OF PARLIAMENT ASSENTED TO

### Legislative Assembly Office, Sydney, 28 November 2002

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 Acts passed by the Legislative Assembly and Legislative Council of New South Wales in Parliament assembled, viz.:

Act No. 92 2002 - An Act to amend the Civil Liability Act 2002 and other Acts to effect further civil liability reforms; and for other purposes. **[Civil Liability Amendment (Personal Responsibility) Bill]**

Act No. 93 2002 - An Act to amend the Drug Court Act 1998 to make further provision with respect to participation in drug programs, the termination of drug programs, sentencing and the accommodation of participants; and for other purposes. **[Drug Court Amendment Bill]**

Act No. 94 2002 - An Act to amend the Environmental Planning and Assessment Act 1979 in relation to evidence about the use of premises as a backpackers' hostel. **[Environmental Planning and Assessment Amendment (Illegal Backpacker Accommodation) Bill]**

Act No. 95 2002 - An Act to amend the Law Enforcement and National Security (Assumed Identities) Act 1998 to enable the Australian Taxation Office to be prescribed as an authorised agency for the purposes of the Act. **[Law Enforcement and National Security (Assumed Identities) Bill]**

## ACTS OF PARLIAMENT ASSENTED TO

### Legislative Assembly Office, Sydney, 29 November 2002

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 Acts passed by the Legislative Assembly and Legislative Council of New South Wales in Parliament assembled, viz.:

Act No. 96 2002 - An Act to promote the safe construction, operation and maintenance of railways; to repeal the Rail Safety Act 1993; and for other purposes. **[Rail Safety Bill]**

Act No. 97 2002 - An Act with respect to the registration and use of business names; to repeal the Business Names Act 1962; and for other purposes. **[Business Names Bill]**

Act No. 98 2002 - An Act to amend the Child Protection (Offenders Registration) Act 2000, the Child Protection (Prohibited Employment) Act 1998, the Commission for Children and Young People Act 1998 and the Summary Offences Act 1988 to make further provision with respect to the protection of children; and for other purposes. **[Child Protection Legislation Amendment Bill]**

Act No. 99 2002 - An Act to amend the various Acts with respect to court practice and procedure, electronic case management and appeals to the Court of Appeal; and for other purposes. **[Courts Legislation Miscellaneous Amendment Bill]**

Act No. 100 2002 - An Act to amend the Criminal Procedure Act 1986, the Bail Act 1978, the Crimes (Sentencing Procedure) Act 1999 and other legislation to make provision with respect to criminal justice intervention programs; and for other purposes. **[Crimes Legislation Amendment (Criminal Justice Interventions) Bill]**

Act No. 101 2002 - An Act to amend the Election Funding Act 1981 and the Election Funding Regulation 1999 with respect to the payment of public funding for candidates endorsed by a political party. **[Election Funding Amendment Bill]**

Act No. 102 2002 - An Act to amend the Gaming Machines Act 2001 with respect to the allocation and transfer of poker machine entitlements, the provision of social impact assessments in relation to gaming machines and other administrative matters; to make miscellaneous amendments to the Registered Clubs Act 1976; and for other purposes. **[Gaming Machines Further Amendment Bill]**

Act No. 103 2002 - An Act to consolidate and restate the law relating to police and other law enforcement officers' powers and responsibilities; to set out the safeguards applicable in respect of persons being investigated for offences; to repeal certain Acts and to consequentially amend other Acts; and for other purposes. **[Law Enforcement (Powers and Responsibilities) Bill]**

Act No. 104 2002 - An Act to amend the Pawnbrokers and Second-hand Dealers Act 1996 and the Pawnbrokers and Second-hand Dealers Regulation 1997 in relation to the application and operation of the Act, the licensing of pawnbrokers and second-hand dealers, the regulation of the businesses of pawnbroking and second-hand dealing, and the regulation of markets; and for other purposes. **[Pawnbrokers and Second-hand Dealers Amendment Bill]**

Act No. 105 2002 - An Act to amend the Police Act 1990 in relation to the transfer of certain police officers, and in relation to statutory declaration requirements for appointment to certain positions within NSW Police; and for other purposes. **[Police Amendment (Appointments) Bill]**

Act No. 106 2002 - An Act to amend the Retail Leases Act 1994 to make further provision for premises at Sydney (Kingsford-Smith) Airport, mediation and payment of GST; and for other purposes. **[Retail Leases Amendment Bill]**

Act No. 107 2002 - An Act to amend the Security Industry Act 1997 to make further provision for the licensing and regulation of persons in the security industry; and for other purposes. **[Security Industry Amendment Bill]**

Act No. 108 2002 - An Act to make miscellaneous amendments to certain State revenue legislation; and for other purposes. **[State Revenue Legislation Amendment Bill]**

Act No. 109 2002 - An Act to amend the Strata Schemes Management Act 1996 with respect to caretakers and caretaker agreements, voting at meetings, and the powers of an owners corporation during the initial period; and for other purposes. **[Strata Schemes Management Amendment Bill]**

Act No. 110 2002 - An Act to amend various superannuation Acts with respect to the transfer of certain deferred or preserved benefits to the First State Superannuation Fund, the circumstances in which spouse or de facto partner benefits may be paid to a surviving spouse or de facto partner and the reduction of benefits to offset superannuation contributions surcharge liability; and for other purposes. **[Superannuation Legislation Amendment Bill]**

Act No. 111 2002 - An Act to amend various superannuation Acts with respect to death and incapacity benefits for firefighters, disengagement benefits for police officers, investment of superannuation contributions and transfer of benefits; and for other purposes. **[Superannuation Legislation Further Amendment Bill]**

Act No. 112 2002 - An Act to repeal certain Acts and provisions of Acts and certain statutory rules and to amend certain other Acts and instruments in various respects and for the purpose of effecting statute law revision; and to make certain savings. **[Statute Law (Miscellaneous Provisions) Bill (No 2)]**

Russell D. Grove PSM  
Clerk of the Legislative Assembly

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## Proclamations

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New South Wales

### Proclamation

under the

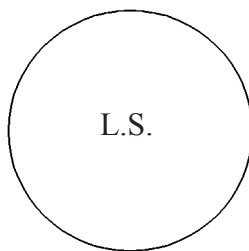
Motor Trade Legislation Amendment Act 2001 No 86

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 2 of the *Motor Trade Legislation Act 2001*, do, by this my Proclamation, appoint 28th January 2003 as the day on which Schedule 1 [39] to that Act commences.

Signed and sealed at Sydney, this 4th day of December 2002.

By Her Excellency's Command,



JOHN AQUILINA, M.P.,  
Minister for Fair Trading

GOD SAVE THE QUEEN!

#### Explanatory note

This Proclamation commences provisions entitling purchasers of motor vehicles to a cooling off period during which they may exercise a right to terminate the contract to purchase, unless the right is waived.



## Proclamation

under the

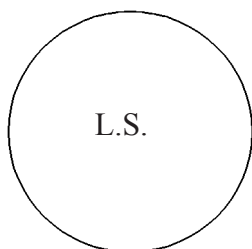
Psychologists Act 2001

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 2 of the *Psychologists Act 2001*, do, by this my Proclamation, appoint 6 December 2002 as the day on which that Act commences.

Signed and sealed at Sydney, this 4th day of December 2002.

By Her Excellency's Command,



CRAIG KNOWLES, M.P.,  
Minister for Health

GOD SAVE THE QUEEN!

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## Regulations

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# Architects (General) Amendment (Roll Fee) Regulation 2002

under the

Architects Act 1921

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Architects Act 1921*.

MORRIS IEMMA, M.P.,  
Minister for Public Works and Services

### Explanatory note

The object of this Regulation is to increase from \$100 to \$150 the annual roll fee for architects payable under the *Architects Act 1921*.

The fee increase:

- (a) takes account of the annual increase in the Consumer Price Index since the annual roll fee was last increased with effect on and from 1 January 1998, and
- (b) reflects changes in the administrative costs of the Board of Architects.

This Regulation is made under the *Architects Act 1921*, including section 11 and section 25 (the general regulation-making power) and, in particular, section 25 (1) (e).

Clause 1 Architects (General) Amendment (Roll Fee) Regulation 2002

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## **Architects (General) Amendment (Roll Fee) Regulation 2002**

under the

Architects Act 1921

### **1 Name of Regulation**

This Regulation is the *Architects (General) Amendment (Roll Fee) Regulation 2002*.

### **2 Commencement**

This Regulation commences on 1 January 2003.

### **3 Amendment of Architects (General) Regulation 1995**

The *Architects (General) Regulation 1995* is amended by omitting from clause 5 the matter "\$100" and by inserting instead the matter "\$150".





New South Wales

## Business Names Further Amendment (Fees) Regulation 2002

under the

Business Names Act 1962

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Business Names Act 1962*.

JOHN AQUILINA, M.P.,  
Minister for Fair Trading

### Explanatory note

The object of this Regulation is to prescribe components of certain fees imposed under the *Business Names Act 1962* as “processing fees” for the purposes of section 31B of that Act. Pursuant to that section, processing fees are reduced for applications and statements that are lodged by means of electronic communication.

This Regulation is made under the *Business Names Act 1962*, including section 32 (the general power to make regulations) and section 31B (as inserted by Schedule 4.26 to the *Licensing and Registration (Uniform Procedures) Act 2002*).

Clause 1 Business Names Further Amendment (Fees) Regulation 2002

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## **Business Names Further Amendment (Fees) Regulation 2002**

under the

Business Names Act 1962

### **1 Name of Regulation**

This Regulation is the *Business Names Further Amendment (Fees) Regulation 2002*.

### **2 Commencement**

This Regulation commences on 10 January 2003.

### **3 Amendment of Business Names Regulation 2000**

The *Business Names Regulation 2000* is amended as set out in Schedule 1.

Business Names Further Amendment (Fees) Regulation 2002

Amendments

Schedule 1

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## Schedule 1 Amendments

(Clause 3)

### [1] Clause 8 Fees

Insert after clause 8 (1):

- (1A) For the purposes of section 31B of the Act, the amount specified in Schedule 2 under the heading **Processing component** (being an amount forming part of the fee set out under the heading **Fee**) is taken to be a processing fee.

### [2] Schedule 2 Fees

Insert at the right-hand end of the Schedule a column under the heading **Processing component** and beneath the heading the symbol \$.

### [3] Schedule 2

Insert "14", "23" and "23" under the heading **Processing component** in relation to items 4, 6 and 7, respectively.



# **Inclosed Lands Protection Regulation 2002**

under the

Inclosed Lands Protection Act 1901

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Inclosed Lands Protection Act 1901*.

BOB DEBUS, M.P.,  
Attorney General

## **Explanatory note**

The object of this Regulation is to prescribe the amount of penalties when certain offences (namely unlawful entry on, or offensive conduct while on, inclosed lands) under section 4 or 4A of the *Inclosed Lands Protection Act 1901* are dealt with by way of penalty notices.

This Regulation is made under the *Inclosed Lands Protection Act 1901*, including sections 10 and 11 (the general regulation-making power).

This Regulation relates to matters of a machinery nature.

Clause 1          Inclosed Lands Protection Regulation 2002

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## **Inclosed Lands Protection Regulation 2002**

under the

Inclosed Lands Protection Act 1901

### **1 Name of Regulation**

This Regulation is the *Inclosed Lands Protection Regulation 2002*.

### **2 Definition**

In this Regulation:

*the Act* means the *Inclosed Lands Protection Act 1901*.

### **3 Penalty notices**

For the purposes of section 10 (2) of the Act, the penalty prescribed for each offence under a provision specified in Column 1 of Schedule 1 is the amount specified opposite the provision in Column 2 of that Schedule.

Inclosed Lands Protection Regulation 2002

Penalty notice offences

Schedule 1

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## Schedule 1 Penalty notice offences

(Clause 3)

<b>Column 1 Provision</b>	<b>Column 2 Penalty</b>
<b>Offences under the Act</b>	
Section 4 (1) (a)	\$550
Section 4 (1) (b)	\$350
Section 4A (1) (a)	\$250
Section 4A (1) (b)	\$250

---



# Home Building Amendment (Fees) Regulation 2002

under the

Home Building Act 1989

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Home Building Act 1989*.

JOHN AQUILINA, M.P.,  
Minister for Fair Trading

## **Explanatory note**

The object of this Regulation is to vary the application fees for contractor licences, supervisor certificates, certificates of registration and owner-builder permits under the *Home Building Act 1989*.

This Regulation is made under the *Home Building Act 1989*, including section 140 (the general power to make regulations).

Clause 1 Home Building Amendment (Fees) Regulation 2002

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## **Home Building Amendment (Fees) Regulation 2002**

under the

Home Building Act 1989

### **1 Name of Regulation**

This Regulation is the *Home Building Amendment (Fees) Regulation 2002*.

### **2 Commencement**

This Regulation commences on 1 January 2003.

### **3 Amendment of Home Building Regulation 1997**

The *Home Building Regulation 1997* is amended as set out in Schedule 1.



Home Building Amendment (Fees) Regulation 2002

Amendment

Schedule 1

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## Schedule 1 Amendment

(Clause 3)

### Schedule 2

Omit the Schedule. Insert instead:

## Schedule 2 Application fees

(Clause 34)

Type of application		Fee		
<b>Contractor Licence</b>				
*Building contractor or supplier of kit homes	(Individual)	new application	1 year	\$457
		renewal application	1 year	\$305
		restoration application	1 year	\$493
	(Partnership)	new application	1 year	\$762
		renewal application	1 year	\$346
		restoration application	1 year	\$535
	(Corporation)	new application	1 year	\$914
		renewal application	1 year	\$457
		restoration application	1 year	\$657
Other construction or specialist contractor	(Individual)	new application	1 year	\$187
		renewal application	1 year	\$152

## Home Building Amendment (Fees) Regulation 2002

Schedule 1 Amendment

<b>Type of application</b>		<b>Fee</b>
	restoration application	1 year \$245
(Partnership)	new application	1 year \$270
	renewal application	1 year \$228
	restoration application	1 year \$332
(Corporation)	new application	1 year \$305
	renewal application	1 year \$270
	restoration application	1 year \$371
<b>Supervisor Certificate</b>		
*Building supervisor	new application	1 year \$164
Other construction or specialist work supervisor	new application	3 years \$148
<b>Certificate of registration</b>	new application	3 years \$98
<b>Owner-builder permit</b>	new application	\$122

## Home Building Amendment (Fees) Regulation 2002

Amendment

Schedule 1

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Type of application		Fee
Duplicate contractor licence, certificate or permit	new application	\$34

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\* **Building contractor** and **building supervisor** include a contractor or supervisor for swimming pools, garages, carports, screened enclosures, structural landscaping, kitchen renovations, bathroom renovations and laundry renovations.

## Psychologists Regulation 2002

under the

Psychologists Act 2001

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Psychologists Act 2001*.

CRAIG KNOWLES, M.P.,  
Minister for Health

### Explanatory note

This Regulation provides for certain matters under the *Psychologists Act 2001*, including:

- (a) setting out procedures for meetings of the Psychologists Registration Board (*the Board*), and
- (b) setting out procedures for appeals on a point of law where the Board deals with a complaint against a registered psychologist, and
- (c) prescribing certain offences relating to traffic and parking as offences that are not required to be notified to the Board, and
- (d) setting out procedures for notifying that a registered psychologist has become a mentally incapacitated person, and
- (e) prescribing the Registrar of the Board as a person who is not required to verify a complaint by statutory declaration, and
- (f) prescribing fees for inspection of the Register or recording additional information in the Register.

Psychologists Regulation 2002

Explanatory note

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This Regulation is made under the *Psychologists Act 2001*, in particular sections 20, 21, 22, 23, 30, 77 and Schedule 1, and section 132 (the general regulation-making power).

This Regulation comprises matters of a machinery nature and matters that are not likely to impose an appreciable burden, cost or disadvantage on any sector of the public.

Psychologists Regulation 2002

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Clause 1            Psychologists Regulation 2002

Part 1             Preliminary

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## Psychologists Regulation 2002

### Part 1 Preliminary

#### 1 Name of Regulation

This Regulation is the *Psychologists Regulation 2002*.

#### 2 Commencement

This Regulation commences on 6 December 2002.

#### 3 Definitions

In this Regulation:

*the Act* means the *Psychologists Act 2001*.

Psychologists Regulation 2002

Clause 4

Proceedings of Board

Part 2

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## **Part 2 Proceedings of Board**

### **4 Proceedings of Board at ordinary meetings**

- (1) Unless otherwise determined by the Board, a meeting of the Board is to be held each month.
- (2) However, at least 8 meetings of the Board must be held during any period of 12 months.
- (3) The Registrar must give each member at least 3 days notice in writing of the time and place of a meeting, together with a copy of the agenda for the meeting.

### **5 Special and urgent meetings**

- (1) The President or any 3 members may, by notice in writing to the Registrar, call a special meeting of the Board, and any such special meeting is to be held within 7 days after the Registrar receives the notice.
- (2) The President may, by notice in writing to the Registrar, call an urgent meeting of the Board for any purpose, and any such urgent meeting is to be held within 3 days after the Registrar receives the notice.
- (3) The Registrar must give each member at least 24 hours notice in writing of the time and place of any special or urgent meeting.

### **6 Lack of quorum**

If at the expiration of 30 minutes after the time appointed for any meeting of the Board a quorum is not present, the meeting and all business stand adjourned to the next meeting or to such other date as may be fixed by the members present.



Clause 7                      Psychologists Regulation 2002

Part 3                         Miscellaneous

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## Part 3 Miscellaneous

### 7 Excluded offences

- (1) Sections 20 (1) (a), 21 (1) (a) and 22 of the Act do not apply in respect of an excluded offence.
- (2) An excluded offence is not relevant for the purposes of clause 4 of Schedule 1 to the Act.
- (3) In this clause, *excluded offence* means any offence relating to the parking of motor vehicles or any offence under the road transport legislation (within the meaning of the *Road Transport (General) Act 1999*) except for the following offences:
  - (a) an offence under section 42 (1) of the *Road Transport (Safety and Traffic Management) Act 1999* relating to driving a motor vehicle negligently on a road or road-related area if the registered psychologist is, by way of penalty, sentenced to imprisonment or fined a sum of not less than \$200,
  - (b) an offence under section 42 (2) of the *Road Transport (Safety and Traffic Management) Act 1999* relating to driving a motor vehicle on a road or road-related area furiously or recklessly or at a speed or in a manner which is dangerous to the public,
  - (c) any offence under section 19 (2) of the *Road Transport (General) Act 1999* (which relates to refusing to produce a driver licence when required or to state name and home address, or stating a false name and home address),
  - (d) any offence under section 12 (1) of the *Road Transport (Safety and Traffic Management) Act 1999* (which relates to driving etc while under the influence of alcohol or any other drug),
  - (e) any offence under section 25A (1), (2) or (3) of the *Road Transport (Driver Licensing) Act 1998* (which relates to driving while unlicensed and other relevant matters),
  - (f) any offence under section 70 of the *Road Transport (Safety and Traffic Management) Act 1999* (which relates to failing to stop after an accident),
  - (g) any offence under section 9 of the *Road Transport (Safety and Traffic Management) Act 1999* (which relates to presence of prescribed concentration of alcohol in a person's blood),

Psychologists Regulation 2002

Clause 7

Miscellaneous

Part 3

- 
- (h) any offence under section 43 of the *Road Transport (Safety and Traffic Management) Act 1999* (which relates to menacing driving),
  - (i) any other offence under the road transport legislation if the court orders the disqualification of the registered psychologist from holding a driver licence.

### **8 Notice of mental incapacity of registered psychologist**

- (1) For the purposes of section 23 of the Act, the person required to cause notice of mental incapacity to be given to the Registrar is:
  - (a) in the case of a registered psychologist who is a mentally incapacitated person and becomes a patient at an institution because of that incapacity—the medical superintendent of the institution, or
  - (b) in the case of a registered psychologist who is a mentally incapacitated person because of being a protected person under the *Protected Estates Act 1983*—the Protective Commissioner.
- (2) Notice for the purposes of section 23 of the Act is to be given by telephone within 1 day, and by post within 7 days, after the registered psychologist is admitted to the institution or becomes a protected person, and is to specify the following:
  - (a) the name and residential address of the psychologist,
  - (b) the date on which the psychologist was admitted to the institution at which the psychologist is a patient or became a protected person.

### **9 When complaint need not be verified: sec 30**

For the purposes of section 30 (2) (g) of the Act, a complaint is not required to be verified by statutory declaration if it is made by the Registrar.

### **10 Appeal on point of law: sec 77**

An appeal referred to in section 77 of the Act is to be made:

- (a) by causing a notice of appeal, specifying the grounds on which the appeal is made, to be given to the Chairperson (or, if a Deputy Chairperson is nominated under section 77 (1), to the Deputy Chairperson so nominated), and

Clause 10            Psychologists Regulation 2002

Part 3                Miscellaneous

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(b) by causing a copy of the notice of appeal to be given to each other party to the proceedings from which the appeal has arisen.

**11 Fee for inspection of Register**

For the purposes of clause 21 (5) of Schedule 1 to the Act, the prescribed fee (being the maximum amount for an inspection of the Register) is \$20.

**12 Fee for additional information to be to be recorded in Register**

For the purposes of clause 22 (3) of Schedule 1 to the Act, the prescribed fee (being the fee for recording additional particulars in the Register) is \$20.

## Summary Offences Amendment (Penalty Notices) Regulation 2002

under the

Summary Offences Act 1988

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Summary Offences Act 1988*.

BOB DEBUS, M.P.,  
Attorney General

### Explanatory note

The object of this Regulation is to amend the *Summary Offences Regulation 2000*:

- (a) to omit clause 11 and Schedule 2 (which deal with short descriptions of offences) as a consequence of the repeal of section 145B of the *Justices Act 1902* by the *Justices Legislation Repeal and Amendment Act 2001*, and
- (b) to prescribe the amount of the penalty when the offence of hunting on private land without the consent of the owner or occupier of the land under section 28J of the *Summary Offences Act 1988* is dealt with by way of penalty notice.

This Regulation is made under the *Summary Offences Act 1988*, including sections 29B and 35 (the general regulation-making power).

Clause 1                      Summary Offences Amendment (Penalty Notices) Regulation 2002

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## **Summary Offences Amendment (Penalty Notices) Regulation 2002**

### **1 Name of Regulation**

This Regulation is the *Summary Offences Amendment (Penalty Notices) Regulation 2002*.

### **2 Amendment of Summary Offences Regulation 2000**

The *Summary Offences Regulation 2000* is amended as set out in Schedule 1.

Summary Offences Amendment (Penalty Notices) Regulation 2002

Amendments

Schedule 1

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## **Schedule 1 Amendments**

(Clause 2)

**[1] Part 3**

Omit the heading. Insert instead:

**Part 3 Penalty notices**

**[2] Clause 11 Short descriptions**

Omit the clause.

**[3] Clause 12A**

Insert after clause 12:

**12A Penalty notices: hunting on private land without consent of owner or occupier of the land**

For the purposes of section 29B (1) of the Act, the amount prescribed is 5 penalty units.

**[4] Schedule 2 Prescribed expressions**

Omit the Schedule.

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## Rules

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### LEGAL PROFESSION ACT 1987

#### Legal Practitioners Admission Rules 1994

THE following amendments were made by the Legal Practitioners Admission Board on 26 November 2002.

Amend the Second Schedule:

by inserting after “The Legal Profession and Australian Society” the words “OR Lawyers and Australian Society”; and

by deleting “Bridging Course---”.

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## Orders

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# Motor Dealers (Exemptions) Amendment (Cooling Off Periods) Order 2002

under the

Motor Dealers Act 1974

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 8 of the *Motor Dealers Act 1974*, make the following Order.

Dated, this 4th day of December 2002.

By Her Excellency's Command,

JOHN AQUILINA, M.P.,  
Minister for Fair Trading

### Explanatory note

The object of this Order is to exempt purchases of motor vehicles other than motor cars from the operation of cooling off periods applicable to purchase contracts under the *Motor Dealers Act 1974*.



Clause 1                    Motor Dealers (Exemptions) Amendment (Cooling Off Periods) Order 2002

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## **Motor Dealers (Exemptions) Amendment (Cooling Off Periods) Order 2002**

### **1 Name of Order**

This Order is the *Motor Dealers (Exemptions) Amendment (Cooling Off Periods) Order 2002*.

### **2 Commencement**

This Order commences on the date of commencement of Schedule 1 [39] to the *Motor Trade Legislation Amendment Act 2001*.

### **3 Amendment of Motor Dealers (Exemptions) Order 1986**

The *Motor Dealers (Exemptions) Order 1986* is amended as set out in Schedule 1.

Motor Dealers (Exemptions) Amendment (Cooling Off Periods) Order 2002

Amendment

Schedule 1

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## **Schedule 1 Amendment**

(Clause 3)

### **Clause 12**

Insert after clause 11:

#### **12 Exemption from cooling off period provisions**

Sections 29CA–29CC of the Act do not have effect in relation to the purchase of a motor vehicle other than a motor vehicle that is a motor car.

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## Other Legislation

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New South Wales

# Notice of Final Determination and Amendment of Schedule 1 to Act

under the

Threatened Species Conservation Act 1995 No 101

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

### Plants

#### Asteraceae

*Calotis pubescens* N.G. Walsh & K.L. McDougall ms

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

Copies of the final determination may be inspected during business hours at:

The National Parks Centre

102 George St

The Rocks

Sydney

and at Area Offices or Visitor Centres of the National Parks and Wildlife Service.

Signed at Sydney, this 20th day of November 2002.

Notice of Final Determination and Amendment of Schedule 1 to Act

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Dr Chris Dickman  
Chairperson  
Scientific Committee

**Annexure “A”**

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

*Calotis pubescens* N.G. Walsh & K.L. McDougall ms



New South Wales

## Notice of Final Determination and Amendment of Schedule 1 to Act

under the

Threatened Species Conservation Act 1995 No 101

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

### Animals

### Vertebrates

### Reptiles

### Scincidae

*Cyclodomorphus venustus* Shea and Miller (1995)

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

Copies of the final determination may be inspected during business hours at:

The National Parks Centre

102 George St

The Rocks

Sydney

Notice of Final Determination and Amendment of Schedule 1 to Act

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and at Area Offices or Visitor Centres of the National Parks and Wildlife Service.

Signed at Sydney, this 20th day of November 2002.

Dr Chris Dickman  
Chairperson  
Scientific Committee

**Annexure "A"**

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

*Cyclodomorphus venustus* Shea and Miller (1995)



New South Wales

## Notice of Final Determination and Amendment of Schedule 2 to Act

under the

Threatened Species Conservation Act 1995 No 101

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

### Plants

Doryanthaceae

*Doryanthes palmeri* W. Hill ex Benth.

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

Copies of the final determination may be inspected during business hours at:

The National Parks Centre

102 George St

The Rocks

Sydney

and at Area Offices or Visitor Centres of the National Parks and Wildlife Service.

Signed at Sydney, this 20th day of November 2002.

Notice of Final Determination and Amendment of Schedule 2 to Act

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Dr Chris Dickman  
Chairperson  
Scientific Committee

**Annexure “A”**

**Schedule 2** to the *Threatened Species Conservation Act 1995* is amended by inserting under the heading “Plants” and immediately above the sub-heading “Epacridaceae” the matter:

Doryanthaceae

*Doryanthes palmeri* W. Hill ex Benth.





New South Wales

## Notice of Final Determination and Amendment of Schedule 2 to Act

under the

Threatened Species Conservation Act 1995 No 101

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

### Plants

#### Myrtaceae

*Eucalyptus boliviana* J.B. Williams & K.D. Hill

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

Copies of the final determination may be inspected during business hours at:

The National Parks Centre

102 George St

The Rocks

Sydney

and at Area Offices or Visitor Centres of the National Parks and Wildlife Service.

Signed at Sydney, this 20th day of November 2002.

Notice of Final Determination and Amendment of Schedule 2 to Act

---

Dr Chris Dickman  
Chairperson  
Scientific Committee

**Annexure “A”**

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

*Eucalyptus boliviana* J.B. Williams & K.D. Hill



New South Wales

## Notice of Final Determination and Amendment of Schedule 1 to Act

under the

Threatened Species Conservation Act 1995 No 101

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

### Plants

Proteaceae

*Grevillea renwickiana* F. Muell.

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

Copies of the final determination may be inspected during business hours at:

The National Parks Centre

102 George St

The Rocks

Sydney

and at Area Offices or Visitor Centres of the National Parks and Wildlife Service.

Signed at Sydney, this 20th day of November 2002.

Notice of Final Determination and Amendment of Schedule 1 to Act

---

Dr Chris Dickman  
Chairperson  
Scientific Committee

**Annexure "A"**

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

*Grevillea renwickiana* F. Muell.



New South Wales

## Notice of Final Determination and Amendment of Schedule 1 to Act

under the

Threatened Species Conservation Act 1995 No 101

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

### Plants

Fabaceae

*Indigofera baileyi* F.Muell.

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

Copies of the final determination may be inspected during business hours at:

The National Parks Centre

102 George St

The Rocks

Sydney

and at Area Offices or Visitor Centres of the National Parks and Wildlife Service.

Signed at Sydney, this 20th day of November 2002.

Notice of Final Determination and Amendment of Schedule 1 to Act

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Dr Chris Dickman  
Chairperson  
Scientific Committee

**Annexure “A”**

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

*Indigofera baileyi* F.Muell.



New South Wales

## Notice of Final Determination and Amendment of Schedule 3 to Act

under the

Threatened Species Conservation Act 1995 No 101

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has, in pursuance of Division 3 of Part 2 of that Act, made a final determination to insert the following matter as a key threatening process in Schedule 3 to that Act and, accordingly, that Schedule is amended as set out in Annexure “A” to this Notice:

Infection by Psittacine Circoviral (beak and feather) Disease affecting endangered psittacine species and populations

The final determination to insert this matter in Schedule 3 has been made because the Scientific Committee is of the opinion that infection by Psittacine Circoviral (beak and feather) Disease affecting endangered psittacine species and populations adversely affects two or more threatened species or populations.

Copies of the final determination may be inspected during business hours at:

The National Parks Centre

102 George St

The Rocks

Sydney

and at Area Offices or Visitor Centres of the National Parks and Wildlife Service.

Signed at Sydney, this 22nd day of November 2002.

Notice of Final Determination and Amendment of Schedule 3 to Act

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Dr Chris Dickman  
Chairperson  
Scientific Committee

**Annexure "A"**

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

Infection by Psittacine Circoviral (beak and feather) Disease affecting endangered psittacine species and populations





## Notice of Final Determination and Amendment of Schedule 1 to Act

under the

Threatened Species Conservation Act 1995 No 101

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

### Plants

Rutaceae

*Melicope vitiflora* (F. Muell.) T. Hartley

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

Copies of the final determination may be inspected during business hours at:

The National Parks Centre

102 George St

The Rocks

Sydney

and at Area Offices or Visitor Centres of the National Parks and Wildlife Service.

Signed at Sydney, this 20th day of November 2002.

Notice of Final Determination and Amendment of Schedule 1 to Act

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Dr Chris Dickman  
Chairperson  
Scientific Committee

**Annexure "A"**

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

*Melicope vitiflora* (F. Muell.) T. Hartley



New South Wales

## Notice of Final Determination and Amendment of Schedule 1 to Act

under the

Threatened Species Conservation Act 1995 No 101

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

### Plants

Rhamnaceae

*Pomaderris delicata* N.G. Walsh & F. Coates

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

Copies of the final determination may be inspected during business hours at:

The National Parks Centre

102 George St

The Rocks

Sydney

and at Area Offices or Visitor Centres of the National Parks and Wildlife Service.

Signed at Sydney, this 20th day of November 2002.

Notice of Final Determination and Amendment of Schedule 1 to Act

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Dr Chris Dickman  
Chairperson  
Scientific Committee

**Annexure "A"**

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

*Pomaderris delicata* N.G. Walsh & F. Coates



New South Wales

## Notice of Final Determination and Amendment of Schedule 1 to Act

under the

Threatened Species Conservation Act 1995 No 101

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

### Plants

Orchidaceae

*Prasophyllum* sp. Majors Creek (Jones 11084)

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

Copies of the final determination may be inspected during business hours at:

The National Parks Centre

102 George St

The Rocks

Sydney

and at Area Offices or Visitor Centres of the National Parks and Wildlife Service.

Signed at Sydney, this 20th day of November 2002.

Notice of Final Determination and Amendment of Schedule 1 to Act

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Dr Chris Dickman  
Chairperson  
Scientific Committee

**Annexure “A”**

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

*Prasophyllum* sp. Majors Creek (Jones 11084)



# Notice of Final Determination and Amendment of Schedule 2 to Act

under the

Threatened Species Conservation Act 1995 No 101

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

## Plants

Orchidaceae

*Pterostylis elegans* D.L. Jones

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

Copies of the final determination may be inspected during business hours at:

The National Parks Centre

102 George St

The Rocks

Sydney

and at Area Offices or Visitor Centres of the National Parks and Wildlife Service.

Signed at Sydney, this 20th day of November 2002.

Notice of Final Determination and Amendment of Schedule 2 to Act

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Dr Chris Dickman  
Chairperson  
Scientific Committee

**Annexure “A”**

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

*Pterostylis elegans* D.L. Jones





# Notice of Final Determination and Amendment of Schedule 2 to Act

under the

Threatened Species Conservation Act 1995 No 101

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

## Plants

Orchidaceae

*Rhizanthella slateri* (Rupp) M.A. Clem. and P.J. Cribb

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

Copies of the final determination may be inspected during business hours at:

The National Parks Centre  
102 George St  
The Rocks  
Sydney

and at Area Offices or Visitor Centres of the National Parks and Wildlife Service.

Signed at Sydney, this 20th day of November 2002.

Notice of Final Determination and Amendment of Schedule 2 to Act

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Dr Chris Dickman  
Chairperson  
Scientific Committee

**Annexure “A”**

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

*Rhizanthella slateri* (Rupp) M.A. Clem. and P.J. Cribb



New South Wales

# Notice of Final Determination and Amendment of Schedule 1 to Act

under the

Threatened Species Act 1995 No 101

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

## Animals

### Vertebrates

#### Birds

##### Climacteridae

*Climacteris affinis* Blyth, 1864      White-browed Treecreeper population in Carrathool local government area south of the Lachlan River and Griffith local government area

The final determination to insert this population in Part 2 of Schedule 1 has been made because the Scientific Committee is of the opinion that the population's numbers have been reduced to such a critical level, and its habitat has been so drastically reduced, that it is in immediate danger of extinction, that it is not a population of a species already listed in Schedule 1, and that it is disjunct and at or near the limit of its geographic range.

Notice of Final Determination and Amendment of Schedule 1 to Act

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Copies of the final determination may be inspected during business hours at:

The National Parks Centre  
102 George St  
The Rocks  
Sydney

and at Area Offices or Visitor Centres of the National Parks and Wildlife Service.

Signed at Sydney, this 20th day of November 2002.

Dr Chris Dickman  
Chairperson  
Scientific Committee

**Annexure "A"**

**Schedule 1** to the *Threatened Species Conservation Act 1995* is amended by inserting in Part 2 under the heading "Animals" and the sub-headings "Vertebrates" and "Birds" and immediately above the sub-heading "Mammals" the matter:

Climacteridae

<i>Climacteris affinis</i> Blyth, 1864	White-browed Treecreeper population in Carrathool local government area south of the Lachlan River and Griffith local government area
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New South Wales

## Notice of Final Determination and Amendment of Schedule 1 to Act

under the

Threatened Species Conservation Act 1995 No 101

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

Umina Coastal Sandplain Woodland in the Sydney Basin Bioregion (as described in the final determination of the Scientific Committee to list the ecological community)

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

Copies of the final determination may be inspected during business hours at:

The National Parks Centre

102 George St

The Rocks

Sydney

and at Area Offices or Visitor Centres of the National Parks and Wildlife Service.

Signed at Sydney, this 22nd day of November 2002.

Notice of Final Determination and Amendment of Schedule 1 to Act

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Dr Chris Dickman  
Chairperson  
Scientific Committee

**Annexure "A"**

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

Umina Coastal Sandplain Woodland in the Sydney Basin Bioregion (as described in the final determination of the Scientific Committee to list the ecological community)

# NSW SCIENTIFIC COMMITTEE

## Final Determination

The Scientific Committee, established by the Threatened Species Conservation Act, has made a Final Determination to list the Umina Coastal Sandplain Woodland in the Sydney Basin Bioregion as an ENDANGERED ECOLOGICAL COMMUNITY in Part 3 of Schedule 1 of the Act. The listing of Endangered Ecological Communities is provided for by Part 2 of the Act.

The Scientific Committee has found that:

1. The Umina Coastal Sandplain Woodland is the name given to the ecological community recorded on coastal sands on the Woy Woy peninsula from the local government area of Gosford (within the Sydney Basin Bioregion) that is characterised by the following assemblage of species.

<i>Acacia elata</i>	<i>Acacia floribunda</i>
<i>Acacia irrorata</i>	<i>Acacia longifolia</i>
<i>Acacia suaveolens</i>	<i>Acacia ulicifolia</i>
<i>Adiantum aethiopicum</i>	<i>Allocasuarina littoralis</i>
<i>Allocasuarina torulosa</i>	<i>Angophora floribunda</i>
<i>Aotus ericoides</i>	<i>Banksia ericifolia</i>
<i>Banksia integrifolia</i>	<i>Banksia serrata</i>
<i>Billardiera scandens</i>	<i>Bossiaea ensata</i>
<i>Breynia oblongifolia</i>	<i>Caesia parviflora</i>
<i>Cassytha glabella</i>	<i>Cayratia clematidea</i>
<i>Cheilanthes sieberi</i>	<i>Clematis glycinoides</i>
<i>Clerodendrum tomentosum</i>	<i>Commelina cyanea</i>
<i>Cymbopogon refractus</i>	<i>Dianella caerulea</i>
<i>Dodonaea triquetra</i>	<i>Duboisia myoporoides</i>
<i>Echinopogon ovatus</i>	<i>Elaeocarpus reticulatus</i>
<i>Entolasia stricta</i>	<i>Eriostemon australasius</i>
<i>Eucalyptus botryoides</i>	<i>Eucalyptus paniculata</i>
<i>Eustrephus latifolius</i>	<i>Exocarpus cupressiformis</i>
<i>Glochidion ferdinandi</i>	<i>Glycine clandestina</i>
<i>Gompholobium latifolium</i>	<i>Gonocarpus teucrioides</i>
<i>Hakea sericea</i>	<i>Hardenbergia violacea</i>
<i>Hibbertia scandens</i>	<i>Hibbertia vestita</i>
<i>Imperata cylindrica</i>	<i>Isolepis nodosus</i>
<i>Kennedia rubicunda</i>	<i>Lasiopetalum macrophyllum</i>
<i>Leptospermum polygalifolium</i>	<i>Leptospermum trinervium</i>
<i>Lomandra longifolia</i>	<i>Macrozamia communis</i>
<i>Melaleuca quinquenervia</i>	<i>Monotoca elliptica</i>
<i>Notelaea longifolia</i>	<i>Pandorea pandorana</i>
<i>Persoonia levis</i>	<i>Persoonia linearis</i>
<i>Phyllanthus hirtellus</i>	<i>Pittosporum revolutum</i>
<i>Platysace lanceolata</i>	<i>Podocarpus spinulosus</i>
<i>Pomax umbellata</i>	<i>Pseuderanthemum variabile</i>
<i>Pteridium esculentum</i>	<i>Rapanea variabilis</i>
<i>Restio tetraphyllus</i>	<i>Sarcopetalum harveyanum</i>
<i>Smilax glyciphylla</i>	<i>Stephania japonica</i>
<i>Themeda australis</i>	<i>Veronica plebeia</i>
<i>Viola hederacea</i>	<i>Xanthorrhoea arborea</i>
<i>Xylomelum pyriforme</i>	

## NSW SCIENTIFIC COMMITTEE

2. The total species list of the community is considerably larger than that given above, with many species present in only one or two sites or in very small quantity. The species composition of a site will be influenced by the size of the site, recent rainfall or drought condition and by its disturbance (including fire) history. The number of species, and the above ground relative abundance of species will change with time since fire, and may also change in response to changes in fire regime (including changes in fire frequency). At any one time, above ground individuals of some species may be absent, but the species may be represented below ground in the soil seed banks or as dormant structures such as bulbs, corms, rhizomes, rootstocks or lignotubers. The list of species given above is of vascular plant species, the community also includes micro-organisms, fungi, cryptogamic plants and a diverse fauna, both vertebrate and invertebrate. These components of the community are poorly documented.
3. Umina Coastal Sandplain Woodland has been recorded from the local government area of Gosford (within the Sydney Basin Bioregion).
4. Umina Coastal Sandplain Woodland is a low woodland dominated by trees of *Eucalyptus botryoides* and *Angophora floribunda* with a diverse understorey of sclerophyllous shrubs species including *Banksia integrifolia*, *Banksia serrata*, *Monotoca elliptica*, *Macrozamia communis*, *Acacia ulicifolia*, *Platysace lanceolata*, *Acacia suaveolens* and *Allocasuarina littoralis*.
5. Umina Coastal Sandplain Woodland has been recorded on coastal sands on the Woy Woy Peninsula at Umina and Pearl Beach. The woodland was described in 1952 by Burges & Drover (1952) who described *Eucalyptus botryoides* as predominating immediately behind the beach with *Angophora floribunda* predominating for up to 2 km from the beach. They described the soils as iron podzols and distinguished them from humus podzols with *Angophora costata* which occurred further away from the beach. Umina Coastal Sandplain Woodland occurs on soils of the Woy Woy Soil Landscape (Chapman & Murphy 1989). Umina Coastal Sandplain Woodland is part of the vegetation described as Coastal Dune Forest (map unit 9t) in Benson & Howell (1994).
6. Umina Coastal Sandplain Woodland is currently only known from three small areas at Umina; at Umina Oval, McEvoy Oval and Umina High School and at a tiny remnant at Little Patonga Beach. The total area still surviving in 2002 is estimated at less than 2 ha. Understorey has been removed for the occurrence at Pearl Beach.
7. Umina Coastal Sandplain Woodland has been extensively cleared for suburban development and remnants are not within conservation reserves. Remnants are very small and threatened by mowing and slashing, weed invasion, sand extraction and modified fire regimes. Weed species include *Lantana camara*, *Chrysanthemoides monilifera*, *Ipomoea cairica*, *Paspalum urvillei*, *Bidens pilosa*, *Pennistenum villosum*, *Coreopsis lanceolata* and *Ehrharta erecta*.



# NSW SCIENTIFIC COMMITTEE

8. In view of the above the Scientific Committee is of the opinion that Umina Coastal Sandplain Woodland in the Sydney Basin Bioregion is likely to become extinct in nature in New South Wales unless the circumstances and factors threatening its survival or evolutionary development cease to operate.

Dr Chris Dickman  
Chairperson  
Scientific Committee

## References:

- Benson, D.& Howell, J. (1994) The natural vegetation of the Sydney 1:100 000 map sheet. *Cunninghamia* 3(4): 679-787.
- Burges, A.& Drover, D.P. (1952) The rate of podzol development in sands of the Woy Woy district N.S.W. *Australian Journal of Botany* 1:83-95.
- Chapman, G.A. & Murphy, C.L. (1989) *Soil landscapes of the Sydney 1:100 000 sheet*. Soil Conservation Service of N.S.W., Sydney.



New South Wales

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

under the

Threatened Species Conservation Act 1995 No 101

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

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

### Plants

#### Rutaceae

*Zieria citriodora* J.A. Armstrong ms

- (b) as a consequence, to omit reference to that species of plant as a vulnerable species in Schedule 2,

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

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

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

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Copies of the final determination may be inspected during business hours at:

The National Parks Centre

102 George St

The Rocks

Sydney

and at Area Offices or Visitor Centres of the National Parks and Wildlife Service.

Signed at Sydney, this 22nd day of December 2002.

Dr Chris Dickman

Chairperson

Scientific Committee

**Annexure "A"**

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

*Zieria citriodora* J.A. Armstrong ms

**Schedule 2** to the *Threatened Species Conservation Act 1995* is amended by omitting the following matter under the heading "Plants" and the sub-heading "Rutaceae":

\**Zieria citriodora* J.A. Armstrong ms

# OFFICIAL NOTICES

## Appointments

### CONSUMER, TRADER AND TENANCY TRIBUNAL ACT 2001

#### Appointment

I Professor MARIE BASHIR AC, Governor of the State of New South Wales, with the advice of the Executive Council and pursuant to section 7 of the Consumer, Trader and Tenancy Tribunal Act 2001, have previously appointed the following as full-time Members of the Consumer, Trader and Tenancy Tribunal, and now determined that they may undertake their duties on a part-time basis in accordance with Schedule 2, Clause 3 (1) for the periods shown, both dates inclusive.

<b>MEMBER</b>	<b>TERM OF APPOINTMENT</b>
Antony CARPENTIERI	From the date of the Governor's approval until 20 March 2007, inclusive.
Ian McDONELL	From the date of the Governor's approval until 24 February 2007, inclusive.
Charlotte STEER	From the date of the Governor's approval until 20 March 2007, inclusive.
Kathy THANE	From the date of the Governor's approval until 20 March 2007, inclusive.

Dated at Sydney this 27th day of November 2002.

M. BASHIR,  
Governor.

By Her Excellency's Command,

JOHN JOSEPH AQUILINA,  
Minister for Fair Trading

## NSW Agriculture

### McGARVIE SMITH INSTITUTE INCORPORATION ACT 1928

Notice of Appointment of Trustees to  
McGarvie Smith Institute

NOTICE is hereby given, in accordance with section 7(5)(b) of the McGarvie Smith Institute Incorporation Act 1928, at its meeting on 2 July 2001 trustees appointed GEORGE WILLIAM MACK, vice John James Doohan; and at its meeting on 16 September 2002 trustees appointed James David Osborn BOYD, vice Edward Gerald Chaston, as trustees of the McGarvie Smith Institute.

### PLANT DISEASES ACT 1924

#### PROCLAMATION P130R

Revocation of certain Proclamations

Her Excellency Professor  
MARIE BASHIRAC, GOVERNOR

I, Professor MARIE BASHIRAC, Governor of the State of New South Wales with the advice of the Executive Council and pursuant to section 3(2)(a) of the Plant Diseases Act 1924, revoke all the Proclamations described in the Schedule and any Proclamation revived as a result of that revocation.

#### SCHEDULE

Proclamation P86 published in the *Government Gazette* No. 3 of 14 January 2000 at page 196;

Proclamation P92 published in the *Government Gazette* No. 29 of 25 February 2000 at pages 1431-1432;

Proclamation P96 published in the *Government Gazette* No. 37 of 17 March 2000 at pages 1989-1991;

Proclamation P97 published in the *Government Gazette* No. 37 of 17 March 2000 at pages 1986-1988;

Proclamation P100 published in the *Government Gazette* No. 37 of 17 March 2000 at pages 2003-2005;

Proclamation P101 published in the *Government Gazette* No. 37 of 17 March 2000 at pages 2006-2008;

Proclamation P102 published in the *Government Gazette* No. 37 of 17 March 2000 at pages 2009-2011;

Proclamation P103 published in the *Government Gazette* No. 37 of 17 March 2000 at pages 2012-2014;

Proclamation P104 published in the *Government Gazette* No. 55 of 5 May 2000 at page 3742; and

Proclamation P110 published in the *Government Gazette* No. 49 of 20 April 2000 at page 3369.

Signed and sealed at Sydney this 27th day of November 2002.

By Her Excellency's command

RICHARD AMERY, M.P.,  
Minister for Agriculture

GOD SAVE THE QUEEN!

### C.B. ALEXANDER FOUNDATION INCORPORATION ACT 1969

Appointment of Chairman and member of the C.B.  
Alexander Foundation

I, RICHARD AMERY MP, Minister for Agriculture, in accordance with the *C.B. Alexander Foundation Incorporation Act 1969* (the "Act"), hereby appoint Richard Frederick SHELDRAKE as Chairman pursuant to section 3(3) and member pursuant to section 3(6) of the Act for a period commencing from the date hereof and expiring seven (7) years from the date of appointment.

Dated this 11 day of November 2002.

RICHARD AMERY, M.P.,  
Minister for Agriculture, and  
Minister for Corrective Services

## NSW Fisheries

### FISHERIES MANAGEMENT ACT 1994

#### FISHERIES MANAGEMENT (AQUACULTURE) REGULATION 1995

##### Section 177(c) – Notice of Aquaculture Lease Cancellation

THE Minister has cancelled the following aquaculture leases:

OL87/210 within the estuary of Sandon River, having an area of 0.8517 hectares formerly leased by Wild Nature Seafoods Pty Ltd.

##### Clause 33(3) – Notice of Granting of Class 1 Aquaculture Lease

THE Minister has granted the following Class One aquaculture lease:

AL00/027 within the estuary of the Manning River having an area of 0.3573 hectares to Mr and Mrs Binskin of Mt Colah, NSW, for a term of 15 years expiring on 11 September 2017.

AL02/013 within the estuary of the Clyde River having an area of 0.9622 hectares to Pelican Beach Oysterage Pty Ltd of Batemans Bay, NSW, for a term of 15 years expiring on 20 November 2017.

### FISHERIES MANAGEMENT ACT 1994

#### SECTION 163

THE following application for a Class 1 Aquaculture Lease

Wayne Robert Moxham of Ourimbah, for an area of 0.72 hectares situated in Wallis Lake, Parish of Foster, County of Gloucester.

Specific details of the proposed lease can be obtained by contacting NSW Fisheries at Port Stephens.

Submissions supporting or objecting to the proposal may be lodged with NSW Fisheries, Private Bag 1, Nelson Bay, NSW 2315, within 30 days from the date of publication of this notice.

##### Clause 35 (4) – Notice of Aquaculture Lease Renewal

THE Minister has renewed the following class 1 Aquaculture Lease:

OL87/023 within the estuary of the Clyde River having an area of 0.6689 hectares to Bay Rock Oysters Pty Ltd of Batemans Bay, NSW, for a term of 15 years expiring on 23 April 2017.

OL72/155 within the estuary of the Nambucca River having an area of 1.0410 hectares to Anthony Donohoe, Mark Dummer, Ramenta Pty Ltd & R B Franklin Pty Ltd of Woolgoolga, NSW, for a term of 15 years expiring on 07 June 2017.

OL86/196 within the estuary of Hawkesbury River having an area of 0.8872 hectares to Arthur Leonard Clarke and Roger Clarke of Berowra Heights NSW for a term of 15 years expiring on 30 June 2017.

The Hon EDWARD OBEID, OAM, M.L.C.,  
Minister for Mineral Resources  
and Minister for Fisheries

### FISHERIES MANAGEMENT ACT 1994

#### Section 8 Notification

##### Fishing Closure

##### Freshwater fishing – Murray Crayfish

I, EDWARD OBEID, prohibit the taking of Murray crayfish (*Euastacus armatus*) by all methods from the waters described in Column 1 of the schedule below, for the period described in Column 2.

This notification will be in effect until 30 November 2007.

The Hon EDWARD OBEID, OAM, M.L.C.,  
Minister for Mineral Resources  
and Minister for Fisheries

#### SCHEDULE

<i>Column 1</i> <b>Waters</b>	<i>Column 2</i> <b>Period</b>
All waters, except those specified below.	1 September to 30 April inclusive
All notified trout waters as described in the "General Trout Closure" notification published in <i>Government Gazette</i> No. 146 on 28 September 2001, or as described in any subsequent notification amending that notification.	All year

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# Department of Land and Water Conservation

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## Land Conservation

### DUBBO OFFICE

**Department of Land and Water Conservation**  
**142 Brisbane Street (PO Box 865), Dubbo NSW 2830**  
**Phone: (02) 68415200 Fax: (02) 68415231**

#### 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 Wellington;*  
*Local Government Area of Wellington*

Lots 100 and 101 in DP 1046669, Parish of Warne, County of Wellington, Village of Euchareena (not being land under the Real Property Act). File No: DB02H73.

Note: On closing, the titles for Lots 100 and 101 shall remain vested in The State of New South Wales as Crown Land.

#### ERRATUM

IN the notice which appeared in the *Government Gazette* No.44 of the 1 November, 2002 Folio 9374 under the heading of "Notification of Closing of Roads" the Description is hereby amended to read "Lots 1 – 10 DP 1036797, Parishes of Coolbaggie & Wirrigai, County of Ewenar (not being land under the Real Property Act), and Lots 301 – 306 DP 1043040, Parish of Coolbaggie, County of Ewenmar (being land under the Real Property Act)". File No.: DB98H72.

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

**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**

**ASSIGNMENT OF NAME TO A RESERVE TRUST**

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

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

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SCHEDULE

COLUMN 1	COLUMN 2
Collarenebri Mud Trials Site Reserve Trust	Reserve No. 82811 Public Purpose: Public Recreation Notified: 23 September 1960 File Reference: WL88R25

**ADDITION TO A WESTERN LANDS LEASE**

IT is hereby notified that in pursuance of section 35C of the Western Lands Act 1901, the land particularised hereunder has been added to the undermentioned Western Lands Lease.

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

## SCHEDULE

Western Lands Lease No:	3604
Name of Lessee:	Kerry Howard SMILES
Area Added:	Portion 3, Parish of Nalticomebee, County of Landsborough of 2023 square metres (Folio Identifier 3/754165).
Total Area Following Addition:	Portions WL1559 and 3, Parish of Nalticomebee, County of Landsborough of 776.1 hectares (Folio Identifiers 1559/763236 and 3/754165).
Date of Addition:	3 December 2002
Annual Rental Following Addition:	\$77.59
Administrative District:	Bourke
Shire:	Bourke



**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 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

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Ballina Shire Council	Ballina Shire Holiday Parks Reserve Trust	Reserve No. 75925 Public Purpose: Public Recreation Notified: 15 May 1953 Reserve No. 82783 Public Purpose: Public Recreation Notified: 9 September 1960 Reserve No. 84107 Public Purpose: Resting Place Public Recreation Notified: 14 December 1962 File Reference: GF02R96

For a term commencing this day

**ROADS ACT 1993**

ORDER

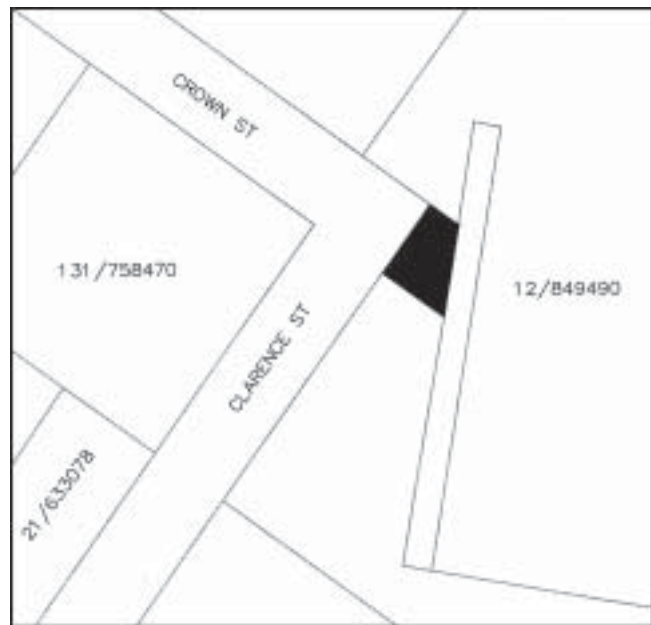
Transfer of a Crown road to a Council

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

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

SCHEDULE 1

The Crown public road shown by black colour on the diagram hereunder at the city of Grafton, Parish Great Marlow, County Clarence.



Not to scale  
Diagrammatic representation only

SCHEDULE 2

Roads Authority: Grafton City Council

Papers: GF02 H 245.

Councils Ref: S1103

**GRIFFITH OFFICE**  
**Department of Land and Water Conservation**  
**2nd Floor, Griffith City Plaza,**  
**120–130 Banna Avenue (PO Box 1030), Griffith NSW 2680**  
**Phone: (02) 6962 7522 Fax: (02) 6962 5670**

**ERRATUM**

THE following notice appeared in *Government Gazette* No. 225, folio 9882 dated 22 November 2002 under the heading of "GRAFTON OFFICE." The notice should have appeared under the heading of "GRIFFITH OFFICE." In Column 1 add Narrandera and delete (R91311) Reserve Trust. The notice is republished below in full. This notice amends the errors.

**SCHEDULE**

COLUMN 1	COLUMN 2	COLUMN 3
Cyprus Centre Narrandera Incorporated	Cyprus Centre Narrandera Incorporated (R91311) Reserve Trust	Reserve No. 91311 Public Purpose: Charitable Organisations Notified: 1 December 1978 File Reference: GH90R9/1

For a term commencing the date of this notice.

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**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

**ERRATUM**

A NOTICE appearing in the *Government Gazette* of 15 November 2002 No. 220 Folio 9682 under the heading of "ESTABLISHMENT OF RESERVE TRUST" is amended by altering the name of the Reserve Trust under Schedule 1 from Cyprus Centre Incorporated (R91311) Reserve Trust to Cyprus Centre Narrandera Incorporated (R91311) Reserve Trust.

File No. GH90R9/1.

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**HAY OFFICE**  
**Department of Land and Water Conservation**  
**126 Lachlan Street (PO Box 182), Hay, NSW 2711**  
**Phone: (02) 6993 1306 Fax: (02) 6993 1135**

**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 Schedule.

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

**SCHEDULE**

COLUMN 1	COLUMN 2
Land District: Deniliquin Shire/Municipality/City: Jerilderie Parish: Jerilderie North County: Urana Location: Jerilderie Reserve No.: 92696 Purpose: Future Public Requirements Date of notification: 13.6.1980 File No.: HY81H217	Whole being Allotment 2 of Section 16 in DP 758541 of 5691m2 Parish of Jerilderie North County of Urana

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

**ADDITION TO RESERVED CROWN LAND**

PURSUANT to section 88 of the Crown Lands Act 1989, the Crown land specified in Column 1 of the Schedule hereunder is added to the reserved land specified opposite thereto in Column 2 of the Schedule.

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

SCHEDULE

**COLUMN 1**

Land District: Nowra  
Local Government Area: Shoalhaven City Council  
Locality: Ulladulla  
Lot Sec. D.P. No. Parish County  
7036 1047327 Ulladulla St Vincent  
376 726691 Ulladulla St Vincent  
7035 1047327 Ulladulla St Vincent  
Area: 6975m2  
File Reference: NA02R6

**COLUMN 2**

Reserve No. 15674  
Public Purpose: Public Recreation  
Notified: 21 May 1892  
Lot Sec. D.P. No. Parish County  
2 17A 759018 Ulladulla St Vincent  
3 17A 759018 Ulladulla St Vincent  
4 17A 759018 Ulladulla St Vincent  
7015 755967 # Ulladulla St Vincent  
7017 755967 # Ulladulla St Vincent  
7019 1030809 Ulladulla St Vincent  
7016 755967 # Ulladulla St Vincent  
7018 1030809 Ulladulla St Vincent  
1 19 759018 Ulladulla St Vincent  
2 19 759018 Ulladulla St Vincent  
3 19 759018 Ulladulla St Vincent  
7028 755967 # Ulladulla St Vincent  
New Area: 37.49ha

Disclaimer: # Please note that the above Lot numbers marked # are for Departmental use only.

**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

SCHEDULE

**COLUMN 1**

Derwood Blaine LOTH (new member)  
Adam BRUNTON (new member)  
William James BOYLE (new member)  
Malcolm Kenwyn ELMSLIE (re-appointment)  
Carmel Jacinta DUFTY (re-appointment)  
John Francis JESSOP (re-appointment)

**COLUMN 2**

Narira Park Trust

**COLUMN 3**

Reserve No. 83297  
Public Purpose: Public Recreation  
Notified: 28 July 1961  
File Reference: NA79R107/1

For a term commencing the date of this notice and expiring 05 December 2007.

**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**

**ESTABLISHMENT OF A RESERVE TRUST AND  
 APPOINTMENT OF A TRUST MANAGER**

PURSUANT to section 92(3) of the Crown Lands Act 1989, the reserve trust which is the trustee of a reserve specified in Column 3 of the schedule at the date hereof is dissolved.

Pursuant to section 92(1) of the Crown Lands Act 1989, the reserve trust specified in column 1 of the schedule hereunder is established under the name stated in that column and is appointed as trustee of the reserve specified opposite in column 3.

Pursuant to section 95 of the Crown Lands Act 1989, the corporation specified in column 2 of the schedule is appointed to manage the affairs of the reserve trust specified in column 1 which is trustee of the reserve referred to in column 3.

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

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
The Harrison Park Reserve Trust	Parkes Shire Council	Reserve No. 84847 Public Purpose: Public Recreation Notified: 17 April 1964 File Reference: OE01R12

For a term commencing this day.

**NOTIFICATION OF CLOSING AND OPENING OF  
 A ROAD**

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

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

Description:

*Land District – Orange; Council – Cabonne*

Road closed: Lots 2, 3 & 4 DP 1047630, Parish Trudgett, County Wellington.

Road to be opened as Crown Public Road: Lot 5 DP1047630, Parish Trudgett, County Wellington. File Reference: OE01H353.

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

**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 Schedule.

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

SCHEDULE

COLUMN 1	COLUMN 2
Land District: Blayney Local Government Area: Blayney Shire Council Locality: Carcoar Reserve No. 190110 Public Purpose: Community Purposes Heritage Purposes Notified: 27 May 1994 Lot DP No. Parish County 1 1045421 Errol Bathurst 2 1045421 Errol Bathurst File Reference: OE92R2	The part being Lot DP No. Parish County 2 1045421 Errol Bathurst of an area of 1024m2

Notes: It is intended to re-reserve the land for the purpose of Public Recreation and Rural Services and appoint Blayney Shire Council as trust manager of the reserve following revocation.

**RESERVATION OF CROWN LAND**

PURSUANT to section 87 of the Crown Lands Act 1989, the Crown land specified in Column 1 of the schedule hereunder is reserved as 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: Blayney Local Government Area: Blayney Shire Council Locality: Carcoar Lot D.P. No. Parish County 2 1045421 Errol Bathurst Area: 1024m2 File Reference: OE92R2/1	Reserve No. 1004248 Public Purpose: Rural Services Public Recreation

**ESTABLISHMENT OF RESERVE TRUST**

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

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

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**SCHEDULE**

COLUMN 1	COLUMN 2
Carcoar Bush Fire Reserve Trust	Reserve No. 1004248 Public Purpose: Public Recreation Rural Services Notified: This Day File Reference: OE92R2/1

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**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**

**ADDITION TO RESERVED CROWN LAND**

PURSUANT to Section 88 of the Crown Lands Act, 1989, the Crown land specified in Column 1 of the Schedule hereunder is added to the reserved land specified opposite thereto in Column 2 of the Schedule.

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

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**SCHEDULE**

COLUMN 1	COLUMN 2
Land District: Metropolitan L.G.A. Leichhardt Parish: Petersham County: Cumberland Locality: Rozelle Lot 3, DP 879129 Area: 1113 square metres	Reserve 89316 notified for the purpose of Public Recreation on 15 November, 1974.

File No.: MN98H20

**TAMWORTH OFFICE**  
**Department of Land and Water Conservation**  
**25–27 Fitzroy Street (PO Box 535), Tamworth, NSW 2340**  
**Phone: (02) 6764 5100 Fax: (02) 6766 3805**

**NOTIFICATION OF CLOSING OF ROADS**

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

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

Description

*Land District – Tamworth;*  
*Local Government Area – Quirindi*

Road Closed: Lots 12 and 13 in Deposited Plan 1046570, Parish Bundella, County Pottinger and Lots 14, 15 and 16 in Deposited Plan 1046570, Parish of Moredevil, County of Pottinger (not being land under the Real Property Act).

File No: TH89H269.

Note: On closing, the land within Lots 12, 13, 14, 15 and 16 in Deposited Plan 1046570 will remain vested in the Crown as Crown Land.

**WAGGA WAGGA REGIONAL OFFICE**  
**Department of Land and Water Conservation**  
**Corner Johnston and Tarcutta Streets (PO Box 60), Wagga Wagga, NSW 2650**  
**Phone: (02) 6921 2503 Fax: (02) 6921 1851**

**ROADS ACT 1993****ORDER****Transfer of Crown Roads to Council**

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

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

*Parish – Willie Ploma; County – Wynyard;  
 Land District – Gundagai; Shire – Gundagai*

**SCHEDULE 1**

The Crown Public Road of 429.6 square metres being that part of the Hume Highway separating Lot 3 DP 261055 from Lot 8 DP 260798.

**SCHEDULE 2**

Roads Authority: Gundagai Shire Council

File No: WA02H144

*Parish – Willie Ploma; County – Wynyard;  
 Land District – Gundagai; Shire – Gundagai*

**SCHEDULE 1**

The Crown Public Road of 332.4 square metres being that part of the Hume Highway separating Lot 2 DP 261055 from Lot 3 DP 261055.

**SCHEDULE 2**

Roads Authority: Gundagai Shire Council

File No: WA02H144

*Parish – South Gundagai; County – Wynyard;  
 Land District – Gundagai; Shire – Gundagai*

**SCHEDULE 1**

The Crown Public Road 30.175 metres wide being that triangular part of the Hume Highway 56.14 metres long immediately west of Lot 45 DP 260800.

**SCHEDULE 2**

Roads Authority: Gundagai Shire Council

File No: WA02H144

**NOTIFICATION OF CLOSING OF A ROAD**

IN pursuance of the provisions of the Roads Act, 1993, the road hereunder specified is closed, the road 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 Land and Water Conservation

**Description**

*Parish – Stockinbingal; County – Bland;  
 Land District – Cootamundra; Shire – Cootamundra*

Road Closed: Lots 1, 2 and 3 DP 1044057 at Stockinbingal

File No: WA01H67 and WA01H160

Note: On closing, the land within Lots 1, 2 and 3 in DP 1044057 remains vested in the State of New South Wales as Crown land.

## Water Conservation

### WATER ACT 1912

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 has been received as follows:

*Murray River Valley*

URANA SHIRE COUNCIL for 2 Pumps and a Diversion pipe on the Eastern side of Main Road 131 and North of the Billabong Creek, Parish of North Gunambil, County of Urana, for Water Conservation and Water Supply for Stock and Domestic and Recreational Purposes (replacement licence due to additional works, no increase in entitlement) (GA2:494930) (Ref:50SL075539).

Any enquiries regarding the above should be directed to the undersigned (telephone (02) 6041 6777).

Written objections to the application specifying the grounds thereof, may be made by any statutory authority or local occupier within the proclaimed area whose interests may be affected, and must be lodged with the Department's office at Albury by no later than the 3rd January 2003.

C. PURTLE,  
Natural Resource Officer  
Murray Region  
(02) 6041 6777

Department of Land and Water Conservation  
PO Box 829, ALBURY NSW 2640.

### WATER ACT 1912

APPLICATION under Part 2 of the Water Act 1912 being within a proclaimed (declared) local area under Section 5(4) of the Act.

Application for a Licence, under Section 10 of Part 2 of the Water Act 1912 has been received as follows:

*Murray River Valley*

Brian Thomas RANDELL for a pump on the Edward River on Lot 25 DP877116, Parish of South Deniliquin, County of Townsend, for water supply for stock and domestic purposes (new licence) (GA2: 477256) (Ref: 50SL75545).

Any enquiries regarding the above should be directed to the undersigned (PH: [03] 5881-9200).

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

L J HOLDEN,  
A/Senior Natural Resource Officer  
Murray Region

Department of Land and Water Conservation  
PO Box 205, DENILIKUIN NSW 2710

### WATER ACT 1912

APPLICATION for a license 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 an Authority under Section 20 of Part 2 of the Water Act, has been received as follows:

*Lachlan River Valley*

PARKES SHIRE COUNCIL and NORTH PAAKES MINES, for a Pump on Lachlan River on Lot 81/750183, Parish of Troubalgie, County of Ashburnham, for water supply for town water supply and for mining purposes. (New Authority – increase in entitlement obtained by way Permanent Transfer.) (GA2:512467) (Ref: 70SA009588).

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.

VIV RUSSELL,  
Manager Resource Access  
Central West Region

Department of Land and Water Conservation  
PO Box 136, FORBES NSW 2871 (02) 6852 1222

### NOTICE UNDER SECTION 22B OF THE WATER ACT 1912

#### PUMPING RESTRICTIONS

COMMISSIONERS WATERS, APSLEY RIVER,  
TILBUSTER PONDS, DUMARESQ CREEK, TIA RIVER,  
STYX RIVER AND THEIR TRIBUTARIES

THE Department of Land and Water Conservation pursuant to Section 22B of the Water Act, 1912, is satisfied that the quantity of water available in Commissioners Waters, Apsley River, Tilbuster Ponds, Dumaresq Creek, Tia River, Styx River and their tributaries is insufficient to meet all requirements and hereby gives notice to all holders of permits, authorities and licenses under Part 2 of the Act that from Thursday 28 November 2002 and until further notice, the right to pump water from is RESTRICTED to a maximum of six hours in any twenty-four hour period between the hours of 4pm to 10am.

This restriction excludes water supply for town water supply, stock, domestic and farming (fruit washing and dairy washdown) purposes.

Any person who contravenes the restrictions imposed by this notice is guilty of an offence and is liable on conviction to a penalty not exceeding:

- a) where the offence was committed by a Corporation – 200 penalty units.
- b) where the offence was committed by any other person – 100 penalty units.

One penalty unit = \$110.00.

Dated this twenty-eighth day of November 2002.

G. LOLLBACK,  
Resource Access Manager

North Coast Region  
GRAFTON  
GA2: 464876



**NOTICE OF WITHDRAWAL OF PUMPING  
SUSPENSIONS UNDER SECTION 22B OF THE  
WATER ACT 1912**

**MACLEAY RIVER INCLUDING THE TIDAL POOL**

THE Department of Land and Water Conservation advises that PUMPING SUSPENSIONS under Section 22B of the Water Act 1912 relating to Macleay River including the tidal pool with respect to the taking of water therefrom hereby gives notice to all holders of permits, authorities and licenses under Part 2 of the Water Act that pumping suspensions so imposed are now cancelled. Diversion of water must however be undertaken in accordance with the conditions of individual licenses.

Dated this twenty-eighth day of November 2002.

G. LOLLBACK,  
Resource Access Manager

North Coast Region  
GRAFTON  
GA2:-464875

**NOTICE UNDER SECTION 22B OF THE WATER  
ACT 1912**

**PUMPING RESTRICTIONS**

**MAROM CREEK, SKINNERS CREEK, BYRON CREEK,  
TINDERBOX CREEK, O'POSSUM CREEK,  
HOUGHLAHANS CREEK, EMIGRANT CREEK,  
MAGUIRES CREEK, PEARCES CREEK, GUM CREEK,  
DUCK CREEK YOUNGMAN CREEK AND TUCKITUCKI  
CREEK AND THEIR TRIBUTARIES**

THE Department of Land and Water Conservation pursuant to section 22B of the Water Act 1912, is satisfied that the quantity of water available in Marom Creek, Skinners Creek, Byron Creek, Tinderbox Creek, O'possum Creek, Houghlahans Creek, Emigrant Creek, Maguires Creek, Pearces Creek, Gum Creek, Duck Creek, Youngman Creek and Tucki Tucki Creek and Their Tributaries is insufficient to meet all requirements and hereby gives notice to all holders of permits, authorities and licenses under Part 2 of the Act that from Friday 22nd November 2002 and until further notice, the right to pump water is RESTRICTED to a maximum of FOUR hours in any twenty-four hour period between the hours of 6am and 10am.

This restriction excludes water supply for stock, domestic and farming (fruit washing and dairy washdown) purposes.

Any person who contravenes the restrictions imposed by this notice is guilty of an offence and is liable on conviction to a penalty not exceeding:

- a) where the offence was committed by a Corporation – 200 penalty units.
- b) where the offence was committed by any other person – 100 penalty units.

One penalty unit = \$110.00.

Dated this twenty-second day November 2002.

G. LOLLBACK,  
Resource Access Manager

North Coast Region  
GRAFTON  
GA2: 464874

**NOTICE UNDER SECTION 22B OF THE WATER  
ACT 1912**

**PUMPING RESTRICTIONS**

**WILSONS RIVER, BYRON CREEK, SKINNERS CREEK,  
O'POSSUM CREEK, TINDERBOX CREEK, EMIGRANT  
CREEK, PEARCES CREEK, HOUGHLAHANS CREEK  
AND THEIR TRIBUTARIES**

THE Department of Land and Water Conservation pursuant to Section 22B of the Water Act, 1912, is satisfied that the quantity of water available in Wilsons River, Byron Creek, Skinners Creek, O'possum Creek, Tinderbox Creek, Emigrant Creek, Pearces Creek, Houghlahans Creek and their tributaries is insufficient to meet all requirements and hereby gives notice to all holders of permits, authorities and licenses under Part 2 of the Act that from Saturday 30 November 2002 and until further notice, the right to pump water is RESTRICTED to a maximum of one hour in any twenty-four hour period between the hours of 7am – 8am.

This restriction excludes water supply for town water supply, stock, domestic and farming (fruit washing and dairy washdown) purposes.

Any person who contravenes the restrictions imposed by this notice is guilty of an offence and is liable on conviction to a penalty not exceeding:

- a) where the offence was committed by a Corporation – 200 penalty units.
- b) where the offence was committed by any other person – 100 penalty units.

One penalty unit = \$110.00.

Dated this twenty-ninth day of November 2002.

G. LOLLBACK,  
Resource Access Manager

North Coast Region  
GRAFTON  
GA2: 464878

**NOTICE UNDER SECTION 22B OF THE WATER  
ACT 1912**

**PUMPING RESTRICTIONS**

**ROCKY CREEK AND ITS TRIBUTARIES**

THE Department of Land and Water Conservation pursuant to Section 22B of the Water Act, 1912, is satisfied that the quantity of water available in Rocky Creek and its tributaries is insufficient to meet all requirements and hereby gives notice to all holders of permits, authorities and licenses under Part 2 of the Act that from Wednesday 4 December 2002 and until further notice, the right to pump water is RESTRICTED to a maximum of eight hours in any twenty-four hour period.

This restriction excludes water supply for town water supply, stock, domestic and farming (fruit washing and dairy washdown) purposes.

Any person who contravenes the restrictions imposed by this notice is guilty of an offence and is liable on conviction to a penalty not exceeding:

- a) where the offence was committed by a Corporation – 200 penalty units.

b) where the offence was committed by any other person –  
100 penalty units.

One penalty unit = \$110.00.

Dated this fourth day of December 2002.

G. LOLLBACK,  
Resource Access Manager

North Coast Region  
GRAFTON  
GA2: 464879

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**WATER ACT 1912**

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

MILLIE BORE WATER TRUST for a proposed Artesian Bore, Lot 21, DP 753933, Parish of Gehan, County of Jamison, for stock and domestic purposes within the trust district (new licence) (Reference: 90BL251217) (GA2:460826).

Any inquiries regarding the above should be directed to the undersigned (telephone: [02] 6764 5908).

Formal objections with grounds stating how your interests may be affected must be lodged by the twenty-eight (28) days from date of advertising, as prescribed by the Act.

GEOFF CAMERON,  
Manager,  
Resource Access.

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

**WATER ACT 1912**

AN application under Part 8, being within a Proclaimed (declared) Local Area under Section 5(4) of the Water Act.

An application for Approval of a Controlled Work under Section 167 within the Proclaimed (declared) Local Area described hereunder has been received as follows:

*Namoi River Valley*

Francis Edward ELSLEY and Diane Elizabeth ELSLEY for Controlled Works consisting of existing and proposed head ditches and proposed water storage, surge storage and return drains on the Yarraman Creek Floodplain on Lot 298 and Part Lots 79, 112 and 113 all in DP755520, Parish of Springfield, County of Pottinger on the property known as "Piccadilly Gore" for irrigation development on the floodplain and the conservation of water. Ref: 90CW810919.

Written objections to the application specifying the grounds thereof may be made by any statutory authority or local occupier within the Proclaimed Area, whose interest may be affected must be lodged with the Department's Resource Access Manager at Tamworth by 3rd January, 2003.

Plans showing the location of the works referred to in the above application may be viewed at the Tamworth office of the Department of Land and Water Conservation.

GEOFF CAMERON,  
Manager Resource Access

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

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## Department of Mineral Resources

NOTICE is given that the following application has been received:

### EXPLORATION LICENCE APPLICATION

(T02-0457)

No. 2027, COMPASS RESOURCES N.L. (ACN 010 536 820), area of 67 units, for Group 1, dated 27 November, 2002. (Orange Mining Division).

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

NOTICE is given that the following applications have been granted:

### EXPLORATION LICENCE APPLICATIONS

(T02-0073)

No. 1914, now Exploration Licence No. 6026, TABLELAND TIN PTY LTD (ACN 100512865), County of Gough, Map Sheet (9239), area of 16 units, for Group 1, dated 25 November, 2002, for a term until 24 November, 2004. As a result of the grant of this title, Exploration Licence No. 5013 has ceased to have effect.

(T02-0075)

No. 1916, now Exploration Licence No. 6027, GOLDSEARCH LIMITED (ACN 006 645 754), Counties of St Vincent and Dampier, Map Sheet (8926), area of 6 units, for Group 1, dated 25 November, 2002, for a term until 24 November, 2004.

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

NOTICE is given that the following applications have been withdrawn:

### MINING LEASE APPLICATIONS

(T92-0285 and T92-0286)

Nos. 261 and 262, ZEOLITE AUSTRALIA LIMITED (ACN 010 550 357), Parish of Piallaway, County of Buckland. Withdrawals take effect on and from the date of this notice.

### ASSESSMENT LEASE APPLICATION

(T96-1243)

No. 7, ZEOLITE AUSTRALIA LIMITED (ACN 010 550 357) and MOSAIC TILE AND POTTERY CO. PTY. LTD. (ACN 000 038 497), Parish of Piallaway, County of Buckland. Withdrawal took effect on 25 November, 2002.

### EXPLORATION LICENCE APPLICATION

(T02-0449)

No. 2020, COMPASS RESOURCES N.L. (ACN 010 536 820), County of Dampier, Map Sheet (8825). Withdrawal took effect on 26 November, 2002.

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

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

(T94-0240)

Exploration Licence No. 4766, MOUNT CONQUEROR MINERALS N.L. (ACN 003 312 721) and TRIAKO RESOURCES LIMITED (ACN 008 498 119), area of 4 units. Application for renewal received 28 November, 2002.

(T98-1082)

Exploration Licence No. 5549, ZEOMIN TECHNOLOGIES PTY LTD (ACN 058 694 849), area of 2 units. Application for renewal received 29 November, 2002.

(T02-0158)

Consolidated Mining Lease No. 13 (Act 1973), PERILYA BROKEN HILL LIMITED (ACN 099 761 289), area of 678.7 hectares. Application for renewal received 28 November, 2002.

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

### RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(T91-0066)

Exploration Licence No. 4022, RIO TINTO EXPLORATION PTY LIMITED (ACN 000 057 125), Counties of Bligh and Lincoln, Map Sheet (8633, 8733), area of 23 units, for a further term until 13 August, 2004. Renewal effective on and from 22 November, 2002.

(T99-0209)

Exploration Licence No. 5734, PASMINGO AUSTRALIA LIMITED (ACN 004 074 962), Counties of Blaxland and Mouramba, Map Sheet (8032, 8033, 8133), area of 115 units, for a further term until 17 May, 2004. Renewal effective on and from 28 November, 2002.

(T99-0196)

Exploration Licence No. 5737, AURIONGOLD EXPLORATION PTY LIMITED (ACN 067 813 932), County of Bland, Map Sheet (8329, 8429), area of 57 units, for a further term until 29 May, 2004. Renewal effective on and from 22 November, 2002.

(T00-0048)

Exploration Licence No. 5755, TRIAKO RESOURCES LIMITED (ACN 008 498 119), Counties of Cunningham and Kennedy, Map Sheet (8232, 8332), area of 76 units, for a further term until 18 July, 2004. Renewal effective on and from 22 November, 2002.

(T00-0090)

Exploration Licence No. 5787, GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827), County of Cunningham, Map Sheet (8232), area of 19 units, for a further term until 8 October, 2004. Renewal effective on and from 22 November, 2002.

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

**REFUSAL OF APPLICATION FOR RENEWAL**

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

(T98-1076)

Exploration Licence No. 5516, ANGLOGOLD AUSTRALIA LIMITED (ACN 008 737 424) and TRIAKO RESOURCES LIMITED (ACN 008 498 119), County of Yancowinna, Map Sheet (7133, 7233), area of 17 units. The authority ceased to have effect on 25 November, 2002.

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

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**WITHDRAWAL OF APPLICATION FOR RENEWAL**

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

(T99-0231)

Exploration Licence No. 5706, RIMFIRE PACIFIC MINING NL (ACN 006 911 744), County of Drake, Map Sheet (9339), area of 15 units. The authority ceased to have effect on 25 November, 2002.

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

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**CANCELLATION OF AUTHORITY  
AT REQUEST OF HOLDERS**

NOTICE is given that the following authority has been cancelled:

(T98-1137)

Exploration Licence No. 5581, RIMFIRE PACIFIC MINING NL (ACN 006 911 744), County of Bland, County of Forbes and County of Gipps, Map Sheet (8430), area of 38 units. Cancellation took effect on 25 November, 2002.

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

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## Department of Planning

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New South Wales

# Hastings Local Environmental Plan 2001 (Amendment No 5)

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*. (G01/00193/PC; E.350.10.324)

ANDREW REFSHAUGE, M.P.,  
Minister for Planning

Clause 1 Hastings Local Environmental Plan 2001 (Amendment No 5)

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## **Hastings Local Environmental Plan 2001 (Amendment No 5)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Hastings Local Environmental Plan 2001 (Amendment No 5)*.

### **2 Aims of plan**

This plan aims to rezone the land to which this plan applies to Zone 6 (a) Open Space under *Hastings Local Environmental Plan 2001* to correct a mapping anomaly so that the zoning is consistent with existing land uses.

### **3 Land to which plan applies**

This plan applies to Lot 701, DP 1024924, Horton Street, Port Macquarie, as shown edged heavy black on the map marked "Hastings Local Environmental Plan 2001 (Amendment No 5)" deposited in the office of Hastings Council.

### **4 Amendment of Hastings Local Environmental Plan 2001**

*Hastings Local Environmental Plan 2001* is amended by inserting in appropriate order in Part 2 of Schedule 6 the following words:

Hastings Local Environmental Plan 2001 (Amendment No 5)

## **Kogarah Local Environmental Plan 1998 (Amendment No 31)**

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*. (S02/00666/S69)

ANDREW REFSHAUGE, M.P.,  
Minister for Planning

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Clause 1 Kogarah Local Environmental Plan 1998 (Amendment No 31)

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## **Kogarah Local Environmental Plan 1998 (Amendment No 31)**

### **1 Name of plan**

This plan is *Kogarah Local Environmental Plan 1998 (Amendment No 31)*.

### **2 Aims of plan**

This plan aims:

- (a) to conserve the environmental heritage of the land to which this plan applies, and
- (b) to ensure that any development does not adversely affect the heritage significance of the heritage items on the land to which this plan applies and their settings.

### **3 Land to which plan applies**

This plan applies to land known as 13–15 Gray Street, Kogarah (being Lot 1 DP 770957 and Lot 2 DP 770957).

### **4 Amendment of Kogarah Local Environmental Plan 1998**

*Kogarah Local Environmental Plan 1998* is amended as set out in Schedule 1.



Kogarah Local Environmental Plan 1998 (Amendment No 31)

Amendment

Schedule 1

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## Schedule 1 Amendment

(Clause 4)

### Schedule 3 Heritage items

Insert in alphabetical order of street name in Part 1 (Heritage items) of the Schedule, under the headings “**Address**”, “**Description of Item**” and “**Classification**”:

13–15 Gray  
Street, Kogarah

Shop

L



## **Waverley Local Environmental Plan 1996 (Amendment No 20)**

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*. (S00/00627/PC)

ANDREW REFSHAUGE, M.P.,  
Minister for Planning

Clause 1            Waverley Local Environmental Plan 1996 (Amendment No 20)

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## **Waverley Local Environmental Plan 1996 (Amendment No 20)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Waverley Local Environmental Plan 1996 (Amendment No 20)*.

### **2 Aims of plan**

This plan aims:

- (a) to rezone a number of areas in the Waverley local government area to Zone No 2 (b) Residential—Medium Density or 2 (c1) Residential—Medium and High Density under *Waverley Local Environmental Plan 1996*, as shown edged heavy black on Sheets 1–6 and 8, respectively, of the map marked “Waverley Local Environmental Plan 1996 (Amendment No 20)” deposited in the office of the Council of Waverley, and
- (b) to identify part of the land to which this plan applies, shown edged blue on Sheet 7 of that map, as an urban heritage conservation area.

### **3 Land to which plan applies**

This plan applies to land in the Waverley local government area shown edged heavy black on Sheets 1–6 and 8, respectively, and edged blue on Sheet 7, of the map marked “Waverley Local Environmental Plan 1996 (Amendment No 20)” deposited in the office of the Council of Waverley.

### **4 Amendment of Waverley Local Environmental Plan 1996**

*Waverley Local Environmental Plan 1996* is amended as set out in Schedule 1.

Waverley Local Environmental Plan 1996 (Amendment No 20)

Amendments

Schedule 1

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## **Schedule 1 Amendments**

(Clause 4)

### **[1] Schedule 2 Interpretation**

Insert in appropriate order in the definition of *the Heritage map*:

Waverley Local Environmental Plan 1996 (Amendment No 20)—  
Sheet 7

### **[2] Schedule 2, definition of “the Zoning map”**

Insert in appropriate order in the definition:

Waverley Local Environmental Plan 1996 (Amendment No 20)—  
Sheets 1–6 and 8

## **State Environmental Planning Policy No 5—Housing for Older People or People with a Disability (Amendment No 6)**

under the

Environmental Planning and Assessment Act 1979

Her Excellency the Governor, with the advice of the Executive Council, has made the following State environmental planning policy under the *Environmental Planning and Assessment Act 1979* in accordance with the recommendation made by the Minister for Planning.

ANDREW REFSHAUGE, M.P.,  
Minister for Planning

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Clause 1            State Environmental Planning Policy No 5—Housing for Older People or  
People with a Disability (Amendment No 6)

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## **State Environmental Planning Policy No 5—Housing for Older People or People with a Disability (Amendment No 6)**

### **1 Name of this Policy**

This Policy is *State Environmental Planning Policy No 5—Housing for Older People or People with a Disability (Amendment No 6)*.

### **2 Principal Policy**

In this Policy, *State Environmental Planning Policy No 5—Housing for Older People or People with a Disability* is referred to as the Principal Policy.

### **3 Aims, objectives etc**

This Policy aims to specify the development that may be carried out under the Principal Policy in the Ashfield local government area.

### **4 Land to which this Policy applies**

This Policy applies to land within the Ashfield local government area.

### **5 Amendment of Principal Policy**

The Principal Policy is amended as set out in Schedule 1.

State Environmental Planning Policy No 5—Housing for Older People or  
People with a Disability (Amendment No 6)

Amendments

Schedule 1

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## Schedule 1 Amendments

(Clause 5)

### [1] Clause 4 Where this Policy applies

Insert at the end of the note to clause 4:

In the Ashfield local government area, an application to carry out development allowed by Part 2 can be made only in the circumstances set out in clause 30.

### [2] Clause 30

Insert after clause 29:

#### **30 Development in Ashfield**

- (1) An application to carry out development allowed by Part 2 on land within the Ashfield local government area may be made only by or on behalf of:
  - (a) the Director-General of the Department of Housing, or
  - (b) a local government or community housing provider.
- (2) This clause does not apply to or in respect of the determination of a development application made, but not finally determined, before the commencement of this clause.



New South Wales

## **State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development (Amendment No 15)**

under the

Environmental Planning and Assessment Act 1979

Her Excellency the Governor, with the advice of the Executive Council, has made the following State environmental planning policy under the *Environmental Planning and Assessment Act 1979* in accordance with the recommendation made by the Minister for Planning.

ANDREW REFSHAUGE, M.P.,  
Minister for Planning



Clause 1 State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development (Amendment No 15)

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## **State Environmental Planning Policy No 4— Development Without Consent and Miscellaneous Complying Development (Amendment No 15)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of Policy**

This Policy is *State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development (Amendment No 15)*.

### **2 Principal Policy**

In this Policy, *State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development* is referred to as the Principal Policy.

### **3 Aims of Policy**

This Policy aims to amend the Principal Policy:

- (a) to provide for certain types of filming to be exempt development if carried out either on certain iconic sites in Sydney or on private land, and in accordance with certain requirements, and
- (b) to provide for the installation of certain types of rainwater tanks to be exempt development, and
- (c) to rename the Principal Policy to reflect the proposed changes to the Principal Policy and to make other minor amendments to the Principal Policy, and
- (d) to provide for the amendments to the Principal Policy, and certain other provisions of the Principal Policy, to apply to land situated in the City of Randwick.

### **4 Amendment of Principal Policy**

The Principal Policy is amended as set out in Schedule 1.

State Environmental Planning Policy No 4—Development Without Consent  
and Miscellaneous Complying Development (Amendment No 15)

Clause 5

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**5 Amendment of other environmental planning instruments**

The environmental planning instruments specified in Schedule 2 are amended as set out in that Schedule.

State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development (Amendment No 15)

Schedule 1 Amendment of State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development

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## Schedule 1 Amendment of State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development

(Clause 4)

### [1] Part 1 Heading

Insert before clause 1:

### Part 1 Preliminary

### [2] Clause 1 Name of Policy

Insert “Exempt and” after “Miscellaneous”.

### [3] Clause 2 Definitions

Insert in alphabetical order in clause 2 (1):

*filming* means recording images (whether on film or video tape or electronically or by other means) for exhibition or broadcast (such as by cinema, television or the Internet or by other means), but does not include:

- (a) still photography, or
- (b) video recording of a wedding ceremony or other private celebration or event principally for the purpose of making a record for the participants in the ceremony, celebration or event, or
- (c) video recording as a visitor or tourist for non-commercial purposes, or
- (d) recording for the immediate purposes of a television program that provides information by way of current affairs or daily news.

*iconic site* means any of the following land:

- (a) the land described in Schedule 1 to the *Sydney Olympic Park Authority Act 2001*,
- (b) the Trust lands within the meaning of the *Royal Botanic Gardens and Domain Trust Act 1980*,
- (c) the Trust lands within the meaning of the *Centennial Park and Moore Park Trust Act 1983*,

State Environmental Planning Policy No 4—Development Without Consent  
and Miscellaneous Complying Development (Amendment No 15)

Amendment of State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development Schedule 1

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(d) the foreshore area within the meaning of the *Sydney Harbour Foreshore Authority Act 1998*.

*offensive noise* has the same meaning as in the *Protection of the Environment Operations Act 1997*.

*private land* means land that is not a public place or an iconic site.

*rainwater tank* means a tank designed for the storage of rainwater gathered on the land on which the tank is situated.

*water supply service pipe* means a pipe connecting premises to a water main.

**[4] Clause 3 Aims, objectives etc**

Insert after clause 3 (2):

- (3) This Policy is also designed to allow, as exempt development throughout the State:
- (a) filming that complies with the requirements of clauses 14 and 15, and
  - (b) rainwater tanks that comply with the requirements of clauses 14 and 16.

**[5] Part 2 Heading**

Insert after clause 5:

**Part 2 Development without consent**

**[6] Part 3 Heading**

Insert after clause 12:

**Part 3 Complying development**

State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development (Amendment No 15)

Schedule 1 Amendment of State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development

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**[7] Part 4**

Insert after clause 13:

**Part 4 Exempt development**

**14 Exempt development**

- (1) This clause identifies the development and the requirements that must be met in respect of it for the development to be carried out without development consent as exempt development.

**Note.** The *Environmental Planning and Assessment Act 1979* states that exempt development:

- (a) must be of minimal environmental impact, and
  - (b) cannot be carried out in critical habitat of an endangered species, population or ecological community (identified under the *Threatened Species Conservation Act 1995* or the *Fisheries Management Act 1994*), and
  - (c) cannot be carried out in a wilderness area (identified under the *Wilderness Act 1987*).
- (2) Development specified in clauses 15 and 16 that meets the requirements for the development contained in those clauses and that complies with the requirements of this clause is exempt development for the purposes of this Policy.
- (3) To be exempt development:
- (a) the development must:
    - (i) meet the relevant provisions of the *Building Code of Australia*, and
    - (ii) be more than 1 metre from any easement or public sewer main, and
  - (b) the development must not:
    - (i) if it relates to an existing building, cause the building to contravene the *Building Code of Australia*, or
    - (ii) require a tree to be removed, or
    - (iii) be designated development.

State Environmental Planning Policy No 4—Development Without Consent  
and Miscellaneous Complying Development (Amendment No 15)

Amendment of State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development Schedule 1

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- (4) Exempt development cannot be carried out on:
- (a) the site of an item of environmental heritage that:
    - (i) is identified as such in an environmental planning instrument applying to the land, or
    - (ii) is listed on the State Heritage Register under the *Heritage Act 1977*, or
    - (iii) is subject to an interim heritage order under the *Heritage Act 1977*, or
  - (b) land within a heritage conservation area that is identified as such in an environmental planning instrument applying to the land, or
  - (c) land identified:
    - (i) by the consent authority on a map held in the consent authority's offices, or
    - (ii) in an environmental planning instrument, or
    - (iii) in a development control plan,as an environmentally sensitive area for exempt development,
  - (d) land:
    - (i) that is within 40 metres of a perennial watercourse identified by a 1:50,000 topographic map held by Land and Property Information NSW, or
    - (ii) that is an Aboriginal place identified by the *National Parks and Wildlife Act 1974* or contains an Aboriginal relic, or
    - (iii) that is reserved or dedicated under the *National Parks and Wildlife Act 1974*, or
    - (iv) that is a State forest dedicated under the *Forestry Act 1916*, or
    - (v) the surface of which generally has a slope greater than 18 degrees from the horizontal, or
    - (vi) that is mapped as wetland by *State Environmental Planning Policy No 14—Coastal Wetlands*.

**Note.** Clause 4 provides that this Policy does not apply to certain land, including land to which *State Environmental Planning Policy No 26—Littoral Rainforests* or *State Environmental Planning Policy No 73—Kosciuszko Ski Resorts* applies.

State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development (Amendment No 15)

Schedule 1 Amendment of State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development

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## 15 When filming is exempt development

- (1) For filming at a particular location to be exempt development:
  - (a) the filming must not create significant interference with the neighbourhood, and
  - (b) a filming management plan for the filming must be prepared and lodged in accordance with subclause (2), and
  - (c) the person carrying out the filming must obtain a policy of insurance that adequately covers the public liability of the person in respect of the filming for an amount of not less than \$10,000,000, and
  - (d) the location of the filming must be land:
    - (i) that is private land, or
    - (ii) that is an iconic site, and
  - (e) if the filming is carried out on private land, the filming must not be carried out for more than 30 days within a 12-month period at the particular location, and
  - (f) the person carrying out the filming must, at least 5 days before the commencement of filming at the particular location, give notice in writing of the filming to residents within a 50-metre radius of the location in accordance with subclause (3).
- (2) A filming management plan must be lodged with the consent authority for the location at least 5 days before the commencement of filming at the location, and must contain the following information and be accompanied by the following documents:
  - (a) the name, address and telephone number of the person carrying out the filming (such as a production company) and of the producer for the filming,
  - (b) a brief description of the filming to be carried out (for example, a television commercial, a television series, a feature film or a documentary),
  - (c) the proposed location of the filming,
  - (d) the proposed commencement and completion dates for the filming at the location,
  - (e) the proposed daily length of filming at the location,
  - (f) the number of persons to be involved in the filming,

State Environmental Planning Policy No 4—Development Without Consent  
and Miscellaneous Complying Development (Amendment No 15)

Amendment of State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development Schedule 1

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- (g) details of any temporary structures to be erected at the location for the purposes of the filming,
  - (h) the type of filming equipment to be used in the filming (such as a hand-held or mounted camera),
  - (i) proposed arrangements for parking all vehicles associated with the filming during the filming,
  - (j) whether there will be any disruption to the location of the filming or the surrounding area and the amenity of the neighbourhood (for example, by the discharge of firearms or explosives, the production of offensive noise, vibrations, disruption to traffic flow or the release of smells, fumes, vapour, steam, soot, ash, dust, waste water, grit or oil),
  - (k) whether the filming will involve the use of outdoor lighting or any other special effects equipment,
  - (l) a copy of the public liability insurance policy that covers the filming at the location,
  - (m) a copy of any approval given by a public authority to carry out an activity associated with the proposed filming at the location, such as the following:
    - (i) an approval by the Roads and Traffic Authority for the closure of a road,
    - (ii) an approval by the council for the location concerned for the erection of a temporary structure, closure of a road or a public footpath, or a restriction in pedestrian access,
    - (iii) an approval by the Environment Protection Authority for an open fire,
    - (iv) an approval by NSW Police for the discharge of firearms,
    - (v) an approval by the Department of Land and Water Conservation for the use of Crown land.
- Note.** Subclause (2) does not limit the information or documents that may be submitted with a filming management plan.
- (3) The notice to residents is to be by way of a letter-box drop and is to contain the following information:
    - (a) the name and telephone number of the person carrying out the filming (such as a production company) and of a contact representative of that person,



State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development (Amendment No 15)

Schedule 1 Amendment of State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development

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- (b) a brief description of the filming to be carried out at the location, and any proposed disruptions to the location or the surrounding area or the amenity of the neighbourhood (as referred to in subclause (2) (j)),
  - (c) the proposed commencement and completion dates for the filming at the location,
  - (d) the proposed daily length of filming at the location.
- (4) Clause 14 (3) (a) and (4) (d) (v) do not apply to filming that complies with this clause.
- (5) Filming that complies with this clause may be carried out on land described in clause 14 (4) (a), (b) or (c) if the filming will not involve or result in any of the following:
- (a) any changes or additions that are not merely superficial and temporary to any part of an item of environmental heritage, a heritage conservation area or an environmentally sensitive area,
  - (b) the mounting or fixing of any object or article on any part of such an item or area (including any building or structure),
  - (c) the movement, parking or standing of any vehicle or equipment on or over any part of such an item or area that is not specifically designed for the movement, parking or standing of a vehicle or equipment on or over it,
  - (d) any changes to the vegetation on, or level of, such an item or area or any changes to any other natural or physical feature of the item or area.
- (6) Nothing in this clause or clause 14 causes an activity referred to in paragraph (a)–(d) of the definition of *filming* in clause 2 (1) to be development.
- Note.** The following documents assist in understanding the statutory controls relating to filming:
- (a) Division 4 of Part 1 of Chapter 7 of the *Local Government Act 1993*,
  - (b) the *Local Government Filming Protocol* published by the NSW Department of Local Government,
  - (c) the *Guide to NSW EPA Requirements for the Film and Television Industry* published by the NSW Environment Protection Authority.

State Environmental Planning Policy No 4—Development Without Consent  
and Miscellaneous Complying Development (Amendment No 15)

Amendment of State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development Schedule 1

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## **16 When rainwater tanks are exempt development**

- (1) For a rainwater tank to be exempt development, it must comply with the following requirements:
  - (a) the capacity of the tank, or the combined capacity of tanks, on a lot must not exceed 10,000 litres,
  - (b) the tank must be designed to capture and store roof water from gutters or downpipes on a building,
  - (c) the tank must not collect water from a source other than gutters or downpipes on a building or a water supply service pipe,
  - (d) the tank must be fitted with a first-flush device, being a device that causes the initial run-off of any rain to bypass the tank to reduce pollutants entering the tank,
  - (e) the tank must be structurally sound,
  - (f) the tank must be prefabricated, or be constructed from prefabricated elements that were designed and manufactured for the purpose of the construction of a rainwater tank,
  - (g) the tank must be assembled and installed in accordance with the instructions of the manufacturer or designer of the tank,
  - (h) the tank, and any stand for the tank, must be installed and maintained in accordance with any requirements of the public authority that has responsibility for the supply of water to the premises on which the tank is installed,
  - (i) the installation of the tank must not involve the excavation of more than 1 metre from the existing ground level, or the filling of more than 1 metre above the existing ground level,
  - (j) the tank must not be installed over or immediately adjacent to a water main or a sewer main, unless it is installed in accordance with any requirements of the public authority that has responsibility for the main,
  - (k) the tank must not be installed over any structure or fittings used by a public authority to maintain a water or sewer main,

State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development (Amendment No 15)

Schedule 1 Amendment of State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development

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- (l) no part of the tank or any stand for the tank may rest on a footing of any building or other structure, including a retaining wall,
- (m) the tank must be located behind the front alignment to the street of the building to which the tank is connected (or, in the case of a building on a corner block, the tank must be located behind both the street front and street side alignments of the building),
- (n) the tank must not exceed 2.4 metres in height above ground level, including any stand for the tank,
- (o) the tank must be located at least 450 millimetres from any property boundary,
- (p) a sign must be affixed to the tank clearly stating that the water in the tank is rainwater,

**Note.** If water in rainwater tanks is intended for human consumption, the tank should be maintained to ensure that the water is fit for human consumption—see the *Rainwater Tanks* brochure produced by NSW Health and the publication titled *Guidance on the use of rainwater tanks*, Water Series No 3, 1998, published by the National Environmental Health Forum.

- (q) any overflow from the tank must be directed into an existing stormwater system,
- (r) the tank must be enclosed, and any inlet to the tank must be screened or filtered, to prevent the entry of foreign matter or creatures,
- (s) the tank must be maintained at all times so as not to cause a nuisance with respect to mosquito breeding or overland flow of water,
- (t) any plumbing work undertaken on or for the tank that affects a water supply service pipe or a water main must be undertaken:
  - (i) with the consent of the public authority that has responsibility for the water supply service pipe or water main, and
  - (ii) in accordance with any requirements by the public authority for the plumbing work, and
  - (iii) by a licensed plumber in accordance with the *New South Wales Code of Practice—Plumbing and Drainage* produced by the Committee on Uniformity of Plumbing and Drainage Regulations in New South Wales,

State Environmental Planning Policy No 4—Development Without Consent  
and Miscellaneous Complying Development (Amendment No 15)

Amendment of State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development Schedule 1

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- (u) any motorised or electric pump used to draw water from the tank or to transfer water between tanks:
  - (i) must not create an offensive noise, and
  - (ii) in the case of a permanent electric pump, must be installed by a licensed electrician.
- (2) Despite subclause (1) (a), a rainwater tank with a capacity exceeding 10,000 litres may be exempt development if another environmental planning instrument applying to the land concerned provides for such a rainwater tank to be exempt development.
- (3) This clause does not apply to land that is a lot within the meaning of the *Strata Schemes (Freehold Development) Act 1973* or the *Strata Schemes (Leasehold Development) Act 1986*.

State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development (Amendment No 15)

Schedule 2 Amendment of other environmental planning instruments

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## Schedule 2 Amendment of other environmental planning instruments

(Clause 5)

### 2.1 State Environmental Planning Policy No 60—Exempt and Complying Development

#### [1] Schedule 3 Exempt development

Insert at the end of the note to clause 2:

Rainwater tanks may be installed as exempt development in accordance with Part 4 of *State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Exempt and Complying Development*.

#### [2] Schedule 3, clause 11

Omit “water tanks,”.

#### [3] Schedule 3, clause 11

Insert at the end of the clause:

**Note.** Rainwater tanks may be installed as exempt development in accordance with Part 4 of *State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Exempt and Complying Development*.

### 2.2 Randwick Local Environmental Plan 1998

#### [1] Clause 25A Aerial subscriber connections to telecommunications distribution lines

Omit “Clause 5B of *State Environmental Planning Policy No 4—Development Without Consent*”.

Insert instead “Clause 5B of *State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Exempt and Complying Development* (as substituted by *State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development (Amendment No 14)*)”.

State Environmental Planning Policy No 4—Development Without Consent  
and Miscellaneous Complying Development (Amendment No 15)

Amendment of other environmental planning instruments

Schedule 2

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**[2] Clause 25A (2)**

Insert at the end of the clause:

- (2) This clause, as amended by *State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development (Amendment No 15)*, extends to:
- (a) development the subject of a development application made but not finally determined before the date on which that amendment commenced, and
  - (b) development that was commenced to be carried out but not completed before that date.

**[3] Clause 26A**

Insert after clause 26:

**26A Other exempt and complying development**

Part 3 (Complying development) and Part 4 (Exempt development) of *State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Exempt and Complying Development* apply to development on land to which this plan applies in the same way as they apply to development on land to which that Policy applies.

## **Byron Local Environmental Plan 1988 (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*. (G01/00114/PC)

ANDREW REFSHAUGE, M.P.,  
Minister for Planning

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Clause 1 Byron Local Environmental Plan 1988 (Amendment No 97)

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## **Byron Local Environmental Plan 1988 (Amendment No 97)**

### **1 Name of plan**

This plan is *Byron Local Environmental Plan 1988 (Amendment No 97)*.

### **2 Aims of plan**

This plan aims:

- (a) to amend the provisions of *Byron Local Environmental Plan 1988* that permit dwelling-houses in non-urban zones to assist in the effective operation of that plan, and
- (b) to enable the subdivision of land within Zone No 7 (f2) (the Urban Coastal Land Zone) under that plan, if Byron Council is satisfied that the allotments subdivided will be used for a public purpose or the subdivision involves a boundary adjustment where no additional lots are created, and
- (c) to amend the definitions of *bed and breakfast establishment* and *existing holding* to assist in the effective operation of that plan.

### **3 Land to which plan applies**

This plan applies to all land within the local government area of Byron under *Byron Local Environmental Plan 1988*.

### **4 Amendment of Byron Local Environmental Plan 1988**

*Byron Local Environmental Plan 1988* is amended as set out in Schedule 1.



Byron Local Environmental Plan 1988 (Amendment No 97)

Amendments

Schedule 1

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## Schedule 1 Amendments

(Clause 4)

### [1] Clause 14 Residential areas and rural villages

Omit “, 2 (v) and 7 (f2)” from clause 14 (1). Insert instead “and 2 (v)”.

### [2] Clause 14 (7)

Omit the subclause.

### [3] Clause 15 Dwelling-houses

Omit clause 15 (2). Insert instead:

(2) In subclause (2A), *existing holding* means:

- (a) an allotment, lot or portion in existence on the relevant day that was not on that day held in the same ownership as any adjoining or adjacent allotment, lot or portion, and that has not been subdivided since that day, or
- (b) each area of land comprised of all adjoining or adjacent allotments, lots or portions that were held in the same ownership on the relevant day, and that have not been subdivided since that day.

In this definition, *relevant day* means:

- (a) in the case of land formerly subject to *Interim Development Order No 1—Shire of Byron*, 8 November 1968, or
- (b) in the case of land formerly subject to *Interim Development Order No 1—Municipality of Mullumbimby*, 9 November 1973.

(2A) Consent may be granted to the erection of a dwelling-house on land to which this clause applies only if there is no dwelling already on the land and only if the land is:

- (a) an existing holding, or
- (b) an allotment created in accordance with clause 11, 11B, 12 (3) or 13, or
- (c) a lot or portion referred to in Schedule 7, or

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Page 3

Byron Local Environmental Plan 1988 (Amendment No 97)

Schedule 1 Amendments

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(d) if a deposited plan is referred to in Schedule 7 without reference to any particular lot or lots in it, any of the lots in the deposited plan.

(2B) However, subclause (2A) does not prevent consent being granted to the erection of a dwelling-house on land described in that subclause that has been affected only by the following:

- (a) a minor boundary adjustment, such as to rectify an encroachment on an allotment,
- (b) a consolidation of lots, but not so as to reduce the area of the land on which the dwelling-house will be erected,
- (c) excision of part of the land if the part is to be acquired by a public authority,
- (d) excision of part of the land if the Council is satisfied the part is, or is intended to be, used for a public purpose.

**[4] Clause 32 Development within Zone No 7 (f2) (Urban Coastal Land Zone)**

Omit "Director" from clause 32 (3). Insert instead "Director-General".

**[5] Clause 32 (5)**

Insert after clause 32 (4):

- (5) The Council must not consent to the subdivision of land within Zone No 7 (f2) other than:
- (a) a subdivision under the *Strata Schemes (Freehold Development) Act 1973*, or
  - (b) a subdivision to excise an allotment that is, or that the Council is satisfied is intended to be, used for a public purpose, or
  - (c) a subdivision that, in the opinion of the Council, is only a boundary adjustment where no additional lots are created.

**[6] Dictionary**

Omit the definition of *bed and breakfast establishment*. Insert instead:

*bed and breakfast establishment* means a lawfully erected dwelling-house:

Byron Local Environmental Plan 1988 (Amendment No 97)

Amendments

Schedule 1

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- (a) that provides temporary home-style or farm-stay guest accommodation for the short-term traveller, and
- (b) in which not more than 6 guests would be accommodated, and
- (c) that contains no more than 3 bedrooms used for guest accommodation, and
- (d) that has a total floor area not exceeding 300m<sup>2</sup> (excluding separate garages, sheds or the like).

**[7] Dictionary, definition of “existing holding”**

Omit the definition.



## **Central Sydney Local Environmental Plan 1996 (Amendment No 14)**

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*. (S00/00066/S69)

ANDREW REFSHAUGE, M.P.,  
Minister for Planning

Clause 1 Central Sydney Local Environmental Plan 1996 (Amendment No 14)

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## **Central Sydney Local Environmental Plan 1996 (Amendment No 14)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Central Sydney Local Environmental Plan 1996 (Amendment No 14)*.

### **2 Aims of plan**

This plan aims to amend *Central Sydney Local Environmental Plan 1996* so as:

- (a) to amend the Height Map to that plan, and
- (b) to save certain development applications, and the development carried out pursuant to consents granted with respect to those development applications, in relation to the certain land situated between Jenkins Street and Hickson Road, Sydney.

### **3 Land to which plan applies**

This plan applies to the whole of the land to which *Central Sydney Local Environmental Plan 1996* applies, including in particular the land situated between Jenkins Street and Hickson Road, Sydney, comprising Lots 1, 2 and 3, Deposited Plan 873158, and Lot 19, Deposited Plan 773849.

### **4 Amendment of Central Sydney Local Environmental Plan 1996**

*Central Sydney Local Environmental Plan 1996* is amended in the manner set out in Schedule 1.

Central Sydney Local Environmental Plan 1996 (Amendment No 14)

Amendments

Schedule 1

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## Schedule 1 Amendments

(Clause 4)

### [1] Clause 9 Determination of certain pending development applications

Insert after clause 9 (2):

- (3) The substitution by *Central Sydney Local Environmental Plan 1996 (Amendment No 14)* of the definition of **Height Map** in Schedule 1 to this Plan does not affect:
- (a) any development application lodged on or before 31 March 2002 in respect of Lots 1, 2 and 3, Deposited Plan 873158 and Lot 19, Deposited Plan 773849, or
  - (b) any development the subject of a development consent granted with respect to a development application referred to in paragraph (a),

so long as the envelope for the development (that is, the external configuration of the development) is generally consistent with the development envelope illustrated in Schedule 4B.

**Note.** The new Height Map and substituted Height Map do not differ except in relation to the land referred to in subclause (3) (a).

### [2] Schedule 1 Dictionary

Omit the definition of **Height Map**. Insert instead:

**Height Map** means the map marked “Central Sydney Local Environmental Plan 1996 (Amendment No 14)—Height Map”.

Central Sydney Local Environmental Plan 1996 (Amendment No 14)

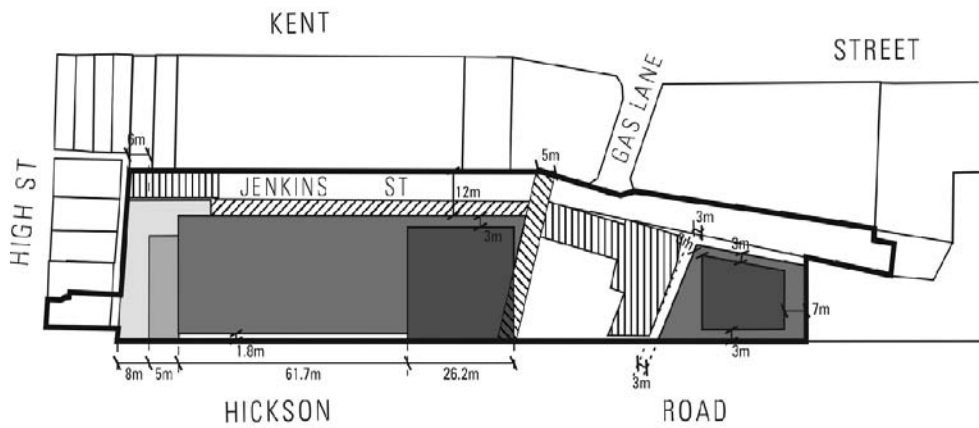
Schedule 1 Amendments

[3] Schedule 4B

Insert after Schedule 4A:

**Schedule 4B Development envelope**

(Clause 9 (3))



**Notes:**

- RL 20.6m (18m)
- RL 32.6m (30m)
- RL 35.6m (33m)
- RL 38.6m (36m)
- not higher than Jenkins Street
- existing building
- unenclosed public stair

RL means "reduced level", being height above Australian Height Datum

## **Kogarah Local Environmental Plan 1998 (Amendment No 29)**

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*. (S02/00559/S69)

ANDREW REFSHAUGE, M.P.,  
Minister for Planning

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Clause 1 Kogarah Local Environmental Plan 1998 (Amendment No 29)

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## **Kogarah Local Environmental Plan 1998 (Amendment No 29)**

### **1 Name of plan**

This plan is *Kogarah Local Environmental Plan 1998 (Amendment No 29)*.

### **2 Aims of plan**

This plan aims to:

- (a) prohibit certain land uses within the Kogarah Town Square Development Precinct, and
- (b) insert in Kogarah Local Environmental Plan 1998 a reference to the most recent version of *Development Control Plan No 26—Exempt & Complying Development*.

### **3 Land to which plan applies**

This plan applies:

- (a) in respect of the aim set out in clause 2 (a), to the Kogarah Town Square Development Precinct, as shown edged heavy black on the map marked “Kogarah Town Square Development Precinct” deposited in the office of Kogarah Municipal Council, and
- (b) in respect of the aim set out in clause 2 (b), to all land within the local government area of Kogarah.

### **4 Amendment of Kogarah Local Environmental Plan 1998**

The *Kogarah Local Environmental Plan 1998* is amended as set out in Schedule 1.

Kogarah Local Environmental Plan 1998 (Amendment No 29)

Amendments

Schedule 1

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## Schedule 1 Amendments

(Clause 4)

### [1] Clause 12A What is exempt and complying development?

Omit “as adopted by the Council on 23 August 1999” wherever occurring.

### [2] Clause 12A (5)

Insert after clause 12A (4):

- (5) For the purpose of subclauses (1)–(3) of this clause, *Development Control Plan No 26—Exempt and Complying Development* means *Development Control Plan No 26—Exempt and Complying Development* as adopted by the Council on 23 August 1999.

### [3] Clause 15A

Insert after clause 15:

#### 15A Prohibited development for Kogarah Town Square Development Precinct

##### Objective of the provision

To ensure that appropriate development occurs in the Kogarah Town Square Development Precinct.

##### Prohibited development

For the Kogarah Town Square Development Precinct, as shown edged heavy black on the map marked “Kogarah Town Square Development Precinct” deposited in the office of Kogarah Municipal Council, development for the purpose of the following is prohibited:

adult concept stores; amusement centres; brothels; bulk stores; bulky goods establishments; caravan parks; centre based child care services; dwelling houses; generating works; hazardous industries; hazardous storage establishments; industries other than light industries; liquid fuel depots; liquidation or discount

Kogarah Local Environmental Plan 1998 (Amendment No 29)

Schedule 1      Amendments

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stores; materials recycling facilities; offensive industries; offensive storage establishments; panel beating workshops; pet shops; tattooists, transport terminals; warehouses or distribution centres; veterinary establishments.

**[4] Clause 25 Dictionary**

Insert in alphabetical order in clause 25 (1):

*adult concept store* means premises used predominantly for the purpose of the display or sale (whether by retail or by auction) of sex items (whether goods or materials) or services (other than prostitution).

## **North Sydney Local Environmental Plan 2001 (Amendment No 3)**

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*. (S02/00686/S69)

ANDREW REFSHAUGE, M.P.,  
Minister for Planning

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Clause 1 North Sydney Local Environmental Plan 2001 (Amendment No 3)

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## North Sydney Local Environmental Plan 2001 (Amendment No 3)

### 1 Name of plan

This plan is *North Sydney Local Environmental Plan 2001 (Amendment No 3)*.

### 2 Aims of plan

This plan aims to correct an error in *North Sydney Local Environmental Plan 2001* by correctly identifying 33 Devonshire Street, Crows Nest, as an uncharacteristic element and 35 Devonshire Street, Crows Nest, as a contributory item.

### 3 Land to which plan applies

This plan applies to 33 and 35 Devonshire Street, Crows Nest, as shown coloured red (in the case of 33 Devonshire Street) and yellow (in the case of 35 Devonshire Street) on the map marked "North Sydney Local Environmental Plan 2001 (Amendment No 3)" deposited in the office of North Sydney Council.

### 4 Amendment of North Sydney Local Environmental Plan 2001

*North Sydney Local Environmental Plan 2001* is amended:

- (a) by inserting in the list of map titles in the definition of *map* in Schedule 2 in order of amendment number:  
North Sydney Local Environmental Plan 2001 (Amendment No 3)
- (b) by omitting the matter relating to 33 Devonshire Street, Crows Nest, from Schedule 4 and by inserting instead:  
35 Devonshire Street, Crows Nest
- (c) by omitting the matter relating to 35 Devonshire Street, Crows Nest, from Schedule 5 and by inserting instead:  
33 Devonshire Street, Crows Nest

## **Queanbeyan Local Environmental Plan 1998 (Amendment No 28)**

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*. (Q01/00041/S69)

ANDREW REFSHAUGE, M.P.,  
Minister for Planning

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Clause 1                      Queanbeyan Local Environmental Plan 1998 (Amendment No 28)

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## **Queanbeyan Local Environmental Plan 1998 (Amendment No 28)**

### **1 Name of plan**

This plan is *Queanbeyan Local Environmental Plan 1998 (Amendment No 28)*.

### **2 Aims of plan**

This plan makes provision for certain land transferred from the operation of *Yarrowlumla Local Environmental Plan 1993* to the operation of *Queanbeyan Local Environmental Plan 1998* by preserving certain development controls applicable under *Yarrowlumla Local Environmental Plan 1993*.

### **3 Land to which plan applies**

This plan applies to land shown edged heavy black on the map marked "Queanbeyan Local Environmental Plan 1998 Amendment No 28" deposited in the office of Queanbeyan City Council.

### **4 Amendment of Queanbeyan Local Environmental Plan 1998**

*Queanbeyan Local Environmental Plan 1998* is amended as set out in Schedule 1.

Queanbeyan Local Environmental Plan 1998 (Amendment No 28)

Amendment

Schedule 1

## Schedule 1 Amendment

(Clause 4)

### Clause 81A

Insert after clause 81:

#### 81A Land transferred from Yarrawlumla

- (1) This clause applies to land shown edged heavy black on the map marked "Queanbeyan Local Environmental Plan 1998 Amendment No 28" deposited in the office of Queanbeyan City Council, which is referred to in this clause as *transferred land*.
- (2) Any transferred land that was, immediately before 1 January 1995, within a zone under *Yarrawlumla Local Environmental Plan 1993* specified in Column 1 of the following Table is taken to be within the corresponding zone under this plan specified in Column 2 of that Table.

#### Table of equivalent zones

Column 1	Column 2
1 (a)	1 (a)
1 (d)	1 (c)
7 (e)	7 (a), in the case of publicly owned land 7 (b), in the case of privately owned land

- (3) Despite any other provision of this plan if, immediately before 1 January 1995:
  - (a) development could have been carried out without consent under *Yarrawlumla Local Environmental Plan 1993* on or with respect to any transferred land but may only be carried out with consent or is prohibited by, or could not be carried out without contravening a development standard imposed by, any other provision of this plan, it may be carried out on that land without development consent, or

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## Queanbeyan Local Environmental Plan 1998 (Amendment No 28)

Schedule 1      Amendment

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- (b) development could have been carried out with consent under *Yarrowlumla Local Environmental Plan 1993* on or with respect to any transferred land but is prohibited by, or could not be carried out without contravening a development standard imposed by, any other provision of this plan, it may be carried out on or with respect to that land with development consent.

## **Sutherland Shire Local Environmental Plan 2000 (Amendment No 7)**

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*. (S01/00026/S69)

ANDREW REFSHAUGE, M.P.,  
Minister for Planning

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Clause 1 Sutherland Shire Local Environmental Plan 2000 (Amendment No 7)

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## **Sutherland Shire Local Environmental Plan 2000 (Amendment No 7)**

### **1 Name of plan**

This plan is *Sutherland Shire Local Environmental Plan 2000 (Amendment No 7)*.

### **2 Aims of plan**

This plan aims:

- (a) to apply the provisions of *Sutherland Shire Local Environmental Plan 2000* to the land bounded by the Georges River and Deadman's Creek and known as the village of Sandy Point, and
- (b) to zone that land under that plan, and
- (c) to limit future residential development in the locality of Sandy Point.

### **3 Land to which plan applies**

This plan applies to land known as Sandy Point and shown edged heavy black on the map marked "Sutherland Shire Local Environmental Plan 2000 (Amendment No 7)" deposited in the office of Sutherland Shire Council.

### **4 Partial repeal of County of Cumberland Planning Scheme Ordinance**

The *County of Cumberland Planning Scheme Ordinance* is repealed to the extent that it applies to the land to which this plan applies.

### **5 Amendment of Sutherland Shire Local Environmental Plan 2000**

*Sutherland Shire Local Environmental Plan 2000* is amended as set out in Schedule 1.

Sutherland Shire Local Environmental Plan 2000 (Amendment No 7)

Amendments

Schedule 1

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## Schedule 1 Amendments

(Clause 5)

### [1] Clause 3 Where does this plan apply?

Omit paragraph (c).

### [2] Clause 5 Definitions

Omit the definition of *Acid Sulfate Soils Planning Maps* from clause 5 (1).  
Insert instead:

*Acid Sulfate Soils Planning Maps* means the series of maps marked “Sutherland Local Environmental Plan 2000—Acid Sulfate Soils Planning Maps” which are kept in the office of the Council of Sutherland Shire as amended from time to time by the maps so kept and listed in Part 2 of Schedule 7.

### [3] Clause 5 (1)

Insert in alphabetical order:

*land at Sandy Point* means the land known as the village of Sandy Point, being land bounded by the Georges River and Deadman’s Creek and shown edged heavy black on the map marked “Sutherland Shire Local Environmental Plan 2000 (Amendment No 7)” deposited in the office of Sutherland Shire Council.

### [4] Clause 20 Foreshore building lines and waterfront development

Insert after “for the time being” where secondly occurring in clause 20 (2) (b) the following:

(except in respect of land at Sandy Point, where the line is taken to be the greater of the following distances from the tidal water:

- (i) the 1% Annual Exceedance Probability flood line, or
- (ii) a line across the allotment parallel to and 7.5 metres from the mean high water mark for the time being)

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## Sutherland Shire Local Environmental Plan 2000 (Amendment No 7)

## Schedule 1 Amendments

**[5] Clause 20 (4A)**

Insert after clause 20 (4):

- (4A) Additionally, in respect of land at Sandy Point that is located on the landward side of a line parallel to and 7.5 metres from the mean high water mark, subclause (3) does not apply in relation to the following:
- (a) development for the purpose of tennis courts and ancillary development (but only if any structures resulting from the ancillary development are non-habitable),
  - (b) development for the purposes of a dwelling-house to be partially located on flood liable land, but only if the Council is satisfied that:
    - (i) the land is categorised as low hazard by a flood study undertaken in accordance with the *Floodplain Management Manual* prepared by the New South Wales Government, and
    - (ii) the development will not have a significant effect on the depth, velocity or distribution of floodwaters, and
    - (iii) all pedestrian and vehicular access to the dwelling-house will be provided to the part of the dwelling-house that is located above the 1% Annual Exceedance Probability flood line, and
    - (iv) the dwelling-house will be designed and constructed to reduce or eliminate flood damage, and
    - (v) the relevant height limit imposed by clause 34 (2) will not be exceeded, and
    - (vi) the dwelling-house will not unreasonably restrict views from buildings on adjoining lots, and
    - (vii) the appearance of the escarpment defining the limit of the flood plain will not be adversely affected by the cumulative impact of dwelling-house construction.

Sutherland Shire Local Environmental Plan 2000 (Amendment No 7)

Amendments

Schedule 1

**[6] Clause 33 What development is allowed in each zone?**

Insert “and on land at Sandy Point” in item 3 of the development control table relating to Zone 2 (e1) Residential after “dual occupancy housing, except on internal allotments”

**[7] Clause 35 What floorspace ratios apply in residential zones?**

Insert after the Table to clause 35 (2):

- (3) Despite the other provisions of this plan, for the purpose of calculating the floorspace ratio for land at Sandy Point the following are to be excluded from the area of the site on any allotment created in accordance with a development consent for which application was made on or after 1 January 2002:
  - (a) the area of any land between the 1% Annual Exceedance Probability flood line and a line parallel to and 30 metres above the mean high water mark for the time being, but only if the 1% Annual Exceedance Probability flood line is more than 30 metres from that mean high water mark,
  - (b) any area of right of carriageway that affects the allotment.

**[8] Clause 37 What minimum allotment sizes apply in residential zones?**

Insert after clause 37 (4):

- (5) Despite the other provisions of this plan, for the purpose of calculating the minimum allotment size for land at Sandy Point the following are to be excluded from the area of the site:
  - (a) the area of any land between the 1% Annual Exceedance Probability flood line and a line parallel to and 7.5 metres above the mean high water mark for the time being, and
  - (b) any area of any right of carriageway that affects the allotment.

## Sutherland Shire Local Environmental Plan 2000 (Amendment No 7)

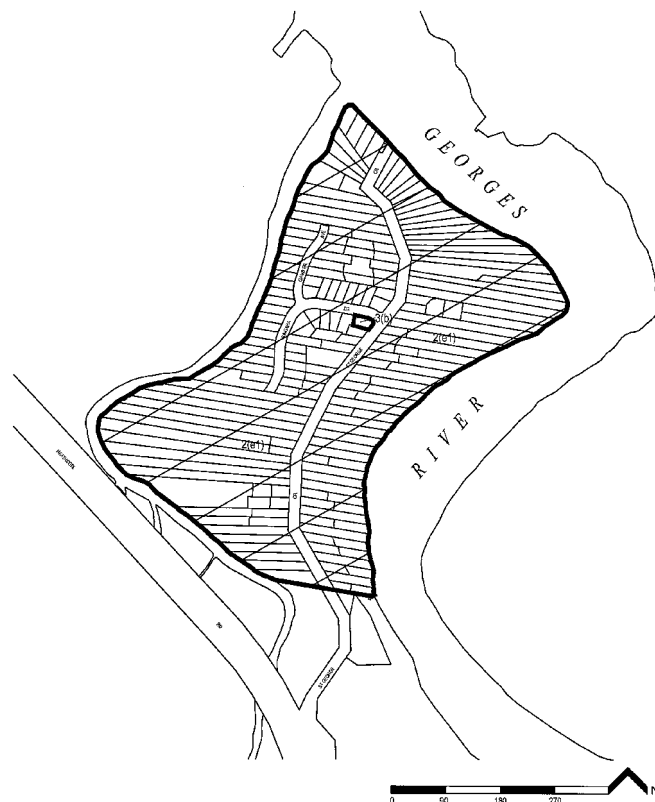
Schedule 1 Amendments

**[9] Schedule 7 Maps**

Insert before Map 1:




**Part 1 Rezoning maps and maps relating to additional uses****[10] Schedule 7, Map 24**

Insert in numerical order of maps:



Map 24: Sandy Point

Location SANDY POINT

- |   |                              |
|---|------------------------------|
|  | 2 (e1) Residential           |
|  | 3 (b) Neighbourhood Business |
|  | F.S.P.A.                     |

Sutherland Shire Local Environmental Plan 2000 (Amendment No 7)

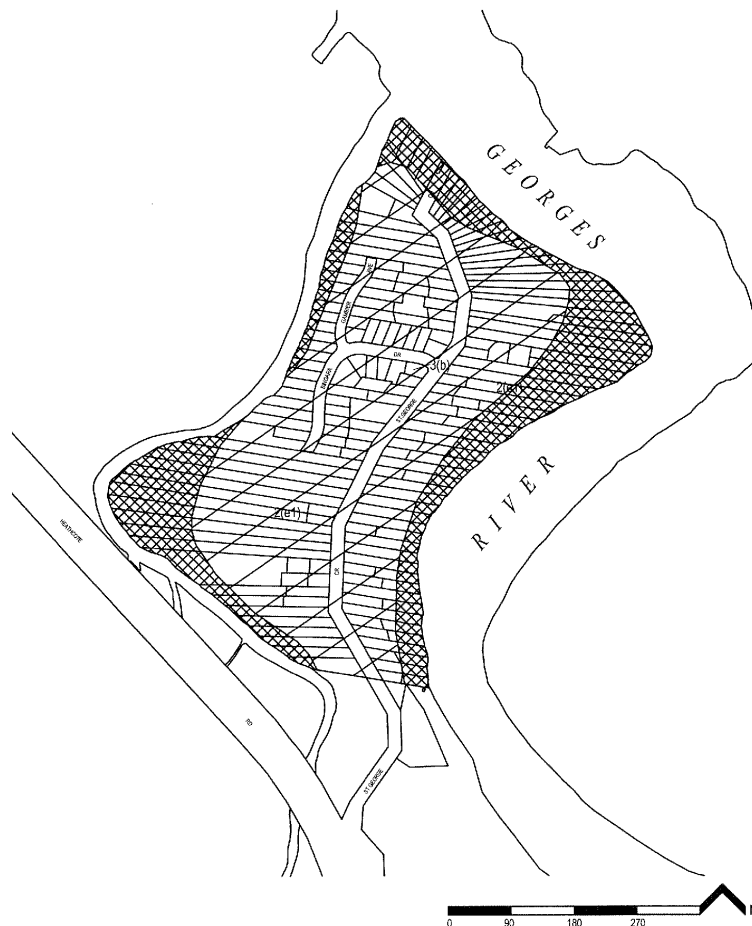
Amendments

Schedule 1

**[11] Schedule 7, Part 2**



Insert at the end of Schedule 7:

**Part 2 Maps amending the acid sulfate soil planning maps**



Map 1: Sandy Point

Location SANDY POINT

-  Acid Sulfate Soils Class 3
-  Acid Sulfate Soils Class 5



## **Waverley Local Environmental Plan 1996 (Amendment No 27)**

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*. (S02/01003/S69)

ANDREW REFSHAUGE, M.P.,  
Minister for Planning

Clause 1                      Waverley Local Environmental Plan 1996 (Amendment No 27)

---

## **Waverley Local Environmental Plan 1996 (Amendment No 27)**

### **1 Name of plan**

This plan is *Waverley Local Environmental Plan 1996 (Amendment No 27)*.

### **2 Aim of plan**

This plan aims to rezone the land to which this plan applies from Zone No 5 (a) Special Uses to Zone No 2 (c1) Residential—Medium and High Density under *Waverley Local Environmental Plan 1996*.

### **3 Land to which plan applies**

This plan applies to land known as Lot 1, DP 80483, Henderson Street, Bondi as shown edged heavy black and lettered “2 (c1)” on the map marked “Waverley Local Environmental Plan 1996 (Amendment No 27)” deposited in the office of Waverley Council.

### **4 Amendment of Waverley Local Environmental Plan 1996**

*Waverley Local Environmental Plan 1996* is amended by inserting in appropriate order in the definition of *the Zoning map* in Schedule 2:  
Waverley Local Environmental Plan 1996 (Amendment No 27)



## Woollahra Local Environmental Plan 1995 (Amendment No 30)

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*. (S00/00789/S69)

ANDREW REFSHAUGE, M.P.,  
Minister for Planning

Clause 1 Woollahra Local Environmental Plan 1995 (Amendment No 30)

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## **Woollahra Local Environmental Plan 1995 (Amendment No 30)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Woollahra Local Environmental Plan 1995 (Amendment No 30)*.

### **2 Aims of plan**

The aims of this plan are:

- (a) to rezone the Double Bay Post Office site at 469/473 New South Head Road, Double Bay from Zone No 2 (b) (the Residential “B” Zone) to Zone No 3 (a) (the General Business “A” Zone) and apply a maximum floor space ratio of 2.5:1 to the site, and
- (b) to amend the floor space ratio of certain properties in the Double Bay Commercial Centre, and
- (c) to omit the bonus floor space provisions for development in the Double Bay Commercial Centre, and
- (d) to insert a new objective relating to water conservation.

### **3 Land to which plan applies**

This plan applies to the following land:

- (a) to the extent that it relates to Schedule 1 [1]—the land to which *Woollahra Local Environmental Plan 1995* applies, and
- (b) to the extent that it relates to Schedule 1 [2]—298, 302, 304, 304A, 306/310, 312/314, 357/359, 365, 376/382, 408/410, 412, 414/420, 422/424, 465/467, 469/473 New South Head Road, Double Bay, 26, 28, 30/36, 40/48, 43, 45A, 49, 55 Bay Street, Double Bay, 1 Guilfoyle Avenue, Double Bay and 53 Cross Street, Double Bay, and

Woollahra Local Environmental Plan 1995 (Amendment No 30)

Clause 4

- 
- (c) to the extent that it relates to Schedule 1 [3]—the land shown edged heavy black on the map marked “Woollahra Local Environmental Plan 1995 (Amendment No 30)—Density Map” deposited in the office of Woollahra Council, and
  - (d) to the extent that it relates to Schedule 1 [4]—the land shown by distinctive colouring on the map marked “Woollahra Local Environmental Plan 1995 (Amendment No 30)—Land Use Map” deposited in the office of Woollahra Council.

#### **4 Amendment of Woollahra Local Environmental Plan 1995**

*Woollahra Local Environmental Plan 1995* is amended as set out in Schedule 1.

Woollahra Local Environmental Plan 1995 (Amendment No 30)

Schedule 1 Amendments

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## Schedule 1 Amendments

(Clause 4)

### [1] Clause 2 The aims and objectives of this plan

Insert at the end of clause 2 (2) (m):

, and

(n) to promote and encourage water conservation.

### [2] Clause 11 Floor space ratios

Omit clause 11 (3) and (4). Insert instead:

- (3) Notwithstanding subclause (1), the floor space ratio of any building or buildings erected or proposed to be erected on 298, 302, 304, 304A, 306/310, 312/314, 357/359, 365, 376/382, 408/410, 412, 414/420, 422/424, 465/467, 469/473 New South Head Road, Double Bay, 26, 28, 30/36, 40/48, 43, 45A, 49, 55 Bay Street, Double Bay, 1 Guilfoyle Avenue, Double Bay or 53 Cross Street, Double Bay may exceed the floor space ratio provided on the density map in respect of the property if:
  - (a) the floor space ratio of the building or buildings does not exceed 3.0:1, and
  - (b) the Council consents to the building or buildings having the floor space ratio.
- (4) The Council may grant consent for the purpose of subclause (3) (b) if it is satisfied that the building or buildings:
  - (a) will enhance the spatial definition of the spaces they address, and
  - (b) will, through articulation and distribution of massing, create strong corner buildings, and
  - (c) appropriately address street geometry, topography, sight lines and the design of skyline elements.

### [3] Schedule 1 Definitions

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

Woollahra Local Environmental Plan 1995 (Amendment No 30)—  
Density Map

Woollahra Local Environmental Plan 1995 (Amendment No 30)

Schedule 1      Amendments

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**[4] Schedule 1, definition of “land use map”**

Insert at the end of the definition:

Woollahra Local Environmental Plan 1995 (Amendment No 30)—  
Land Use Map

## Roads and Traffic Authority

### ROADS ACT 1993

#### Section 10

Notice of Dedication of Land as Public Road at Dubbo  
in the Dubbo City Council area

THE Roads and Traffic Authority of New South Wales dedicates the land described in the schedule below as public road under section 10 of the Roads Act 1993.

T D Craig  
Manager, Statutory Processes,  
Roads and Traffic Authority of New South Wales.

---

#### SCHEDULE

All those pieces or parcels of land situated in the Dubbo City Council area, Parish of Burrabadine and County of Narromine, shown as:

Lots 3 and 4 Deposited Plan 594142; and  
Lot 1 Deposited Plan 255526.

(RTA Papers: 7/422.176)

### ROADS ACT 1993

#### Section 10

Notice of Dedication of Land as Public Road at West Dubbo  
in the Dubbo City Council area

THE Roads and Traffic Authority of New South Wales dedicates the land described in the schedule below as public road under section 10 of the Roads Act 1993.

T D Craig  
Manager, Statutory Processes,  
Roads and Traffic Authority of New South Wales.

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#### SCHEDULE

All those pieces or parcels of land situated in the Dubbo City Council area, Parishes of Burrabadine and Dubbo, Counties of Narromine and Gordon, shown as:

Lots 5 and 6 Deposited Plan 255526;  
Lot 1 Deposited Plan 244391; and  
Lot 23 Deposited Plan 1038924.

(RTA Papers: 7/422.125)

### ROADS ACT 1993

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

Notice of Compulsory Acquisition and Dedication as Public  
Road of Land at Belfrayden in the Wagga Wagga City  
Council area.

THE Roads and Traffic Authority of New South Wales by its delegate declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of the Roads Act 1993 and further dedicates the land as Public Road under Section 10 of the Roads Act 1993.

T D Craig  
Manager, Statutory Processes,  
Roads and Traffic Authority of New South Wales

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#### SCHEDULE

ALL that piece or parcel of land situated in the Wagga Wagga City Council area, Parish of Berry Jerry and County of Mitchell, shown as Lot 201 Deposited Plan 1041506, being part of the land dedicated as Berry Jerry State Forest No 188 by proclamation in Government Gazette No 21 of 10 February 1915 on page 718.

The land is said to be in the possession of the Forestry Commission of New South Wales.

(RTA Papers FPP 2M3218; RO 14/468.1184)



**ROADS ACT 1993**

Order - Sections 46 and 47

Redeclaration of Roads in the Tweed Shire Council and Byron Shire Council Local Government Areas associated with Pacific Highway Development Works.

I, the Minister for Roads, pursuant to Section 46 and 47 of the Roads Act, by this Order:

- a) Vary the route of State Highway No 10 and Main Roads Nos 65, 306, 450 and 545 by revoking the previously published declarations of these roads and declaring as State Highway No 10– Pacific Highway and Main Roads Nos 65, 306, 450 and 545 the roads described in the schedule below, and
- b) Vary the description of Main Roads Nos 142 and 541 by revoking the previously published declarations of these roads and declaring as Main Roads Nos 142 and 541 the roads described in the schedule below, and
- c) Declare as Main Road No 679 the route described in the schedule below.

**SCHEDULE****NAME AND NUMBER DESCRIPTION**

State Highway No 10 **PACIFIC HIGHWAY** - From the Warringah Freeway at North Sydney northerly (with a loop along Arthur Street and then westerly along Berry Street, North Sydney) via Hornsby and Peats Ferry Bridge over the Hawkesbury River to the Sydney - Newcastle Freeway at Calga Interchange; then from the Sydney - Newcastle Freeway at Gosford Interchange at Kariong to the intersection of Alfred Higgs Place and Dane Drive at Gosford; then from Etna Street at Gosford via Narara, Lisarow and Ourimbah to the Sydney - Newcastle Freeway at Ourimbah; then from the Sydney - Newcastle Freeway at Kangy Angy via Tuggerah, Wyong, Doyalson, Swansea, Belmont and Charlestown to City Road at South Adamstown, then via City Road, Stewart Avenue, Hunter Street and Maitland Road to Hexham, then via Raymond Terrace by pass, Karuah, Bulahdelah Freeway, Taree bypass, Moorland, Kew, Telegraph Point, Kempsey, Frederickton, Clybucca, Eungai Creek, Warrell Creek, Macksville, Urunga, Coffs

Main Road No 65

Main Road No 142

Main Road No 306

Main Road No 450

Main Road No 541

Main Road No 545

Main Road No 679

RNIM 98M8208 SB

Harbour, Woolgoolga, South Grafton, Ulmarra, Cowper, Tyndale, Woodburn, Wardell, Ballina, Bangalow bypass, Brunswick Heads by pass, Yelgun – Chinderah Freeway, and Chinderah bypass to the Queensland Border via Tweed Heads bypass.

From the Bruxner Highway at Lismore via Bexhill and Bangalow to the Pacific Highway north of Bangalow.

From Dawson Street (MR65) at Lismore, via Woodlark Street, Bridge Street and Terania Street, thence northerly and north-easterly via Nimbin, Blue Knob and Uki to the Tweed Valley Way (MR679) at Murwillumbah.

From the Lismore - Murwillumbah Road (MR142) at Lismore via Dunoon, Durroughby, Rosebank, and Mullumbimby, then via Mullumbimby Road and the Old Pacific Highway to the Pacific Highway at South Brunswick Heads Interchange.

With a branch from the intersection with Tandys Lane at Uncle Toms southerly for 2.24 km via Old Pacific Highway to the Pacific Highway at Wreckers Interchange.

From the Pacific Highway at Cudgera Creek Road Interchange via Pottsville, Hastings Point, and Bogangar, to the Pacific Highway at Chinderah.

From the Pacific Highway at Banora Point via Terranora and over the Tweed River to the Tweed Valley Way (MR679) at Tumbulgum

From Pacific Highway at Ballina via Lennox Head, Broken Head, and Byron Bay to the Pacific Highway at Ewingsdale Interchange at Ewingsdale.

From Pacific Highway at Yelgun via Tweed Valley Way passing through Crabbes Creek, Mooball, Burringbar, Murwillumbah, Condong and Tumbulgum to Pacific Highway at Oak Avenue Interchange at Chinderah.

CARL SCULLY MP  
MINISTER FOR ROADS

**ROADS ACT 1993**

Order - Section 46

Declaration of Main Roads Nos 57 and 61 in the Lachlan Shire Council Area

I, the Minister for Roads, pursuant to Section 46 of the Roads Act, by this Order:

- a) Vary the route of Main Roads Nos 57 and 61 at Condobolin by revoking the previously published declarations of Main Roads Nos 57 and 61, and declaring as Main Roads Nos 57 and 61 the roads described in the schedule below.

CARL SCULLY MP  
MINISTER FOR ROADS

SCHEDULENAME AND NUMBER DESCRIPTION

- |                 |  |
|-----------------|--|
| Main Road No 57 | From the Olympic Way south of Old Junee, via Temora and Barmedman to the Newell Highway at West Wyalong, then from the Newell Highway at West Wyalong to the Condobolin -Orange Road at Condobolin, then from the Condobolin - Orange Road east of Condobolin via Tullamore, Tottenham, Buddabadah and Darouble to the Mitchell Highway at Nyngan.   |
| Main Road No 61 | Eastern Section – from the Mitchell Highway at Orange via Boree and Manildra to the Newell Highway at Parkes, then from the Newell Highway at Parkes via Bogan Gate to the intersection of Denison Street and Bathurst Street at Condobolin.<br>Western Section - from the intersection of William Street and Lachlan Street at Condobolin, via Melrose, Bobadah and Nymagee to the Barrier Highway at Cobar |

RNIM SB 90M1533(5)

**Roads Act 1993****Notice under clause 17 of the Road Transport (Mass, Loading and Access) Regulation, 1996**

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

**JAMES RONCON**  
**GENERAL MANAGER**  
**CARRATHOOL SHIRE COUNCIL**  
**(by delegation from the Minister for Roads)**

**Schedule****1. Citation**

This Notice may be cited as the **Carrathool Shire** B-Double Notice No 1/2002.

**2. Commencement**

This Notice takes effect on date of gazettal.

**3. Effect**

This Notice remains in force until 31 December 2005 unless it is amended or repealed.

**4. Application**

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

**5. Routes****B-Double routes within the CARRATHOOL SHIRE COUNCIL.**

<b>Type</b>	<b>Road No</b>	<b>Road Name</b>	<b>Starting Point</b>	<b>Finishing Point</b>	<b>Conditions</b>
25	000	Murrumbidgee River Road	3.5 km west of Griffith/Carrathool Shire Boundary	Carrathool/Hay Shire Boundary	
25	000	Bringagee Road	Murrumbidgee River Road	Carrathool/Griffith Shire Boundary	
25	000	Gunbar/Booligal Road	Gunbar	Carrathool / Hay Shire Boundary	
25	371	Rankins Springs to Lake Cargelligo	SH6 (Mid Western Highway), Rankins Springs	Carrathool / Bland Shire Boundary	

## Roads Act 1993

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

CARRATHOOL SHIRE COUNCIL, in pursuance of Division 2 of Part 3 of the *Road Transport (mass, Loading and Access) Regulation 1996*, by this Notice, specify the roads and road related areas on or in which Road Trains may be used subject to any requirements or conditions set out in the Schedule.

**JAMES RONCON**  
**GENERAL MANAGER**  
**CARRATHOOL SHIRE COUNCIL**  
 (by delegation from the Minister for Roads)

## Schedule

### 1. Citation

This Notice may be cited as the **Carrathool Shire** Road Train Notice No 1/2002.

### 2. Commencement

This Notice takes effect on date of gazettal.

### 3. Effect

This Notice remains in force until 31 December 2005 unless it is amended or repealed.

### 4. Application

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



### 5. Routes

**Road Train routes within the CARRATHOOL SHIRE COUNCIL.**

Type	Road No	Road Name	Starting Point	Finishing Point	Conditions
RT	000	Back Hillston Road (part only)	Cahill's Road	Melbergen Road	
RT	000	Cahills Road	Entire length		
RT	000	Eubalong Rd, Hillston	MR410 (Hillston to Cobar Rd)	Carrathool / Cobar Shire Boundary	
RT	000	Ilkadoon Road	Entire length		
RT	000	Melbergen Road	MR368	Back Hillston Rd	
RT	000	Merungle Road	MR80	11.60km west to Brooklyn entrance	
RT	000	Mitchells Road, Hillston	MR501	4.5 kms south east MR501	

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RT	000	Munro's Road	SH6 (Mid Western Highway)	Access to Koomeringa Quarry (approx 9km)	
RT	000	Murrumbidgee River Road, Hillston	Carrathool/Griffith Shire Boundary	3.5 km W Carrathool/Griffith Shire Boundary	
RT	501	Lachlan Valley Way	Willanthry Bridge	Carrathool / Lachlan Shire Boundary	

## Roads Act 1993

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

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

Robert Behl  
**General Manager**  
**Hay Shire Council**  
 (by delegation from the Minister for Roads)

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### Schedule

#### 1. Citation

This Notice may be cited as the Hay Shire Council B-Doubles Notice No 01, 2002.

#### 2. Commencement

This Notice takes effect from the date of gazettal.

#### 3. Effect

This Notice remains in force until/unless it is amended or repealed earlier.

#### 4. Application

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

#### 5. Routes

**B-Double routes within the Hay Shire Council.**

Type	Road No	Road Name	Starting Point	Finishing Point	Conditions
BD	000	University Road	Sturt Highway	1500m	Nil

## Other Notices

### ABORIGINAL LAND RIGHTS ACT 1983

#### NOTIFICATION OF THE CONSTITUTION (APPLICATION FOR ALTERATION OF BOUNDARIES) OF A LOCAL ABORIGINAL LAND COUNCIL AREA

NOTICE is hereby given pursuant to clause 7 of the Aboriginal Land Rights Regulation 1996, of an Application to constitute (alter the boundaries of) the Trangie Local Aboriginal Land Council area. The proposed new boundaries are described as text below as the Trangie Local Aboriginal Land Council Area.

#### TRANGLIE LOCAL ABORIGINAL LAND COUNCIL AREA

Commencing at the junction of the generally north-western boundary of the County of Narromine with the Macquarie River: and bounded thence by part of that boundary generally southwesterly, part of the north-eastern boundary of the Parish of Cathundril south-easterly, the generally north-eastern and part of the generally southern boundaries of the Parish of Enmore generally south-easterly and generally westerly, the generally western and the generally southern boundaries of the Parish of Barton generally southerly and generally easterly and part of the generally western boundary of the Parish of Cowal generally southerly to Backwater Road; by that road generally north-easterly and Mungeribar Lane and its continuation generally northerly and north-easterly to the south-western boundary of the Parish of Buddah; by part of that boundary south-easterly to the western boundary of Portion 56; by that boundary northerly and the northern boundary of that portion, a line, and part of the northern boundary of Portion 57 easterly to the road forming the eastern boundaries of Portions 98 and 93; by that road northerly, the road forming the southern and eastern boundaries of Lot J, DP 22556, Portions 23 and 24 and the southern boundaries of Portion 64 and Lot 1, DP 178189 generally northeasterly, the reserved road through the lastmentioned lot northerly, the road forming the northern boundaries of the lastmentioned lot and Portions 13 and 11 easterly and Warren Road generally northerly to the northern boundary of Portion 33, Parish of Weemabah; by part of that boundary and its prolongation easterly to Macquarie River, aforesaid; by that river downwards to the generally eastern boundary of the Parish of Carrigan, County of Ewenmar; by part of that boundary generally northerly, the northern boundary of Portion 53, Parish of Burroway easterly to Pineview Road; by that road generally north-easterly to the southern boundary at Portion 66; by part of that boundary and the eastern boundary of that portion easterly and northerly to Ewenmar Creek; by that creek downwards to the generally eastern boundary of the Parish of Wambianna; by that boundary generally southerly to Macquarie River aforesaid, and by that river downwards to the point of commencement.

Under clause 8 of the Aboriginal Land Rights Regulation 1996, objections may be made to this proposal or any part of the proposal contained in the application. Objections must be in writing and signed by ten (10) or more adult Aborigines who either reside within the Area, or who have an association with the Area. The objections must be made within thirty (30) days of this notice. Objections must set out the grounds for the objection and specify an address for service of notice on the objectors. Objections should be addressed to "The Registrar, Aboriginal Land Rights Act, Level 5, 83 Clarence Street, Sydney NSW 2000".

STEPHEN WRIGHT,  
Registrar  
Aboriginal Land Rights Act 1983

### CO-OPERATIVE HOUSING AND STARR- BOWKETT SOCIETIES ACT 1998

Transfer of Engagements and Dissolution

Yagoona Co-operative Housing Society

PURSUANT to the transfer of engagements of the abovementioned society to Metropolitan Homes Co-op Housing Society on 29 November 2002, the society has been dissolved in accordance with Section 161 of the Co-operative Housing and Starr-Bowkett Societies Act 1998 effective from the date of transfer.

Dated this 29th day of November 2002.

R. DONNELLY,  
Delegate Of The Registrar Of  
Co-operative Housing Societies

### ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

OFFICE OF THE COMMISSIONERS OF INQUIRY FOR  
ENVIRONMENT AND PLANNING

NOTICE OF COMMISSION OF INQUIRY

Proposed Shooting Complex at Bodalla State Forest  
Eurobodalla Shire

THE Honourable Dr Andrew Refshauge, Deputy Premier, Minister for Planning, Minister for Aboriginal Affairs and Minister for Housing, pursuant to Section 119 of the EP&A Act, has directed that a Commission of Inquiry be held with respect to all environmental aspects of the proposed Shooting Complex at Compartment No. 3048 in the Bodalla State Forest, Narooma as described in Development Application No. 691/02 lodged by the Far South Coast Complex Committee.

The Minister has appointed Commissioner Kevin Cleland, Deputy Chairperson to constitute the Commission of Inquiry. The Commissioners of Inquiry are independent of Government and its departments/agencies and Council.

After considering the findings and recommendations of the Commission of Inquiry, the Minister will determine the matter. Each party appearing before the Inquiry will be advised of the Commissioner's findings and recommendations.

**INQUIRY SESSIONS:** The Inquiry will be held in the Auditorium, Narooma Golf Club, Ballingalla Street, Narooma and will be open to the public. It will be conducted in two sessions. The first session (primary submissions) will commence at 9:30am, Tuesday 18 February 2003 and continue as required. The second session (date to be advised at first session) is for the purpose of enabling parties to sum up their primary submissions and/or respond to submissions made by other parties to the first session.

**LODGING SUBMISSIONS AND REGISTERING FOR APPEARANCE:** Persons seeking to make a submission to the Commission of Inquiry are required to register by sending FOUR COPIES of their submission in writing, together with any supporting submissions to the Office of

the Commissioners of Inquiry (GPO Box 3415, Sydney 1043) by 1:00pm, Tuesday, 4 February, 2003.

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

Please indicate in your submission if you wish to appear before the Commission of Inquiry and the estimated time necessary to present your submission.

**INSPECTING DOCUMENTS:** Any person may inspect the Development Application, and related documents from 10:00am, Monday, 9 December 2002 and submissions to the Inquiry from 10:00am, Friday, 7 February 2003 at the following locations:

- Office of the Commissioners of Inquiry, Level 13, 301 George Street, Sydney;
- Eurobodalla Shire Council, Vulcan Street, Moruya; and
- Narooma Visitor Information Centre, Princes Highway, Narooma.

**LODGING QUESTIONS:** Questions directed to other parties' submissions must be in writing. Questions must be submitted to the relevant party and a copy to Mrs Paula Poon, Office of the Commissioners of Inquiry, no later than 4:00pm, Monday, 24 February 2003.

**RESPONSES:** Responses to questions are required to be submitted in writing direct to the relevant party and a copy to Mrs Paula Poon on a date to be advised at the Inquiry.

Further information on the preparation of submissions and conduct of the Inquiry is available on the Internet at <http://www.coi.nsw.gov.au> or from Mrs Paula Poon on (02) 9299 2904.

PAUL FREEMAN,  
Registrar

#### NATIONAL PARKS AND WILDLIFE ACT, 1974

##### ABORIGINAL PLACE

IN pursuance of the powers vested in me under section 84 of the National Parks and Wildlife Act, 1974, I, the Minister for the Environment, do by this my Order, declare such of the lands described hereunder as an Aboriginal Place.

BOB DEBUS M.P.,  
Minister for the Environment

##### Description

*Land District – Taree; Council – Greater Taree*

County Macquarie, Parish Stewart, about 111 hectares, being the area shown by hatching in the diagram hereunder. NPWS/ASR 38/3/0036.



DIGITAL CADASTRAL DATA SOURCED FROM  
LPI, BATHURST

#### NATIONAL PARKS AND WILDLIFE ACT 1974

##### Ironbark Nature Reserve And Bornhardtia Voluntary Conservation Area Plan Of Management

A PLAN of management for the above reserve and VCA has been prepared and may be viewed during office hours at:

- NPWS Northern Tablelands Region Office, 87 Faulkner Street, ARMIDALE
- Barraba Library, BARRABA
- The National Parks Centre, 102 George Street, THE ROCKS
- NPWS Head Office Library, Level 7, 43 Bridge Street, HURSTVILLE

Copies of the plan may be obtained free of charge from the above NPWS offices and the National Parks Centre. The plan is also available on the NPWS website at [www.npws.nsw.gov.au](http://www.npws.nsw.gov.au).

Written submissions on the plan must be received by 28 March 2003 by the Ranger, Ironbark Nature Reserve, National Parks and Wildlife Service, PO Box 402, ARMIDALE NSW 2350.

Your comments on the plan may contain information that is defined as "personal information" under the NSW Privacy and Personal Information Protection Act 1998. If you do not want your personal details to become public, please mark your submission "confidential".

#### NATIONAL PARKS AND WILDLIFE ACT 1974

##### Richmond River Nature Reserve, And Bungabbee And Muckleewee Mountain Nature Reserves Plans Of Management

PLANS of management for the above reserves have been prepared and may be viewed during office hours at:

- NPWS Northern Rivers Region Office, Colonial Arcade, 75 Main Street, ALSTONVILLE
- NPWS Kyogle Area office, 136 Summerland Way, KYOGLE



- Ballina Shire Public Library, River Street, BALLINA (Richmond River only)
- Richmond Upper Clarence Regional Library, Graham Place, CASINO (Bungabbee/ Mucklewee only)
- Lismore City Public Library, Carrington Street, LISMORE
- NPWS Head Office Library, Level 7, 43 Bridge Street, HURSTVILLE
- The National Parks Centre, 102 George Street, THE ROCKS

Copies of the plans may be obtained free of charge from the above NPWS offices and the National Parks Centre. The plans are also available on the NPWS website at [www.npws.nsw.gov.au](http://www.npws.nsw.gov.au).

Written submissions on the plans must be received by 28 March 2003 by The Planner, National Parks and Wildlife Service, PO Box 856, ALSTONVILLE, NSW 2477.

Your comments on the plans may contain information that is defined as “personal information” under the NSW *Privacy and Personal Information Protection Act 1998*. If you do not want your personal details to become public, please mark your submission “confidential”.

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#### NATIONAL PARKS AND WILDLIFE ACT 1974

Richmond River Nature Reserve, Bungabbee  
And Mucklewee Mountain Nature Reserves, And  
Ironbark Nature Reserve And Bornhardtia VCA Plans  
Of Management

PLANS of management for the above reserves have been prepared and are available free of charge.

The Richmond River plan and the Bungabbee/ Mucklewee plan may be obtained from the NPWS office at Colonial Arcade, 75 Main Street, Alstonville (phone 6627 0200). The Ironbark/Bornhardtia plan from the NPWS office at 87 Faulkner Street, Armidale (phone 6776 0000). The plans are also available from National Parks Centre at 102 George Street, The Rocks and on the NPWS website at [www.npws.nsw.gov.au](http://www.npws.nsw.gov.au).

Written submissions on the plans must be received by 28 March 2003 at the address nominated in the relevant plan.

Your comments on these plans may contain information that is defined as “personal information” under the NSW *Privacy and Personal Information Protection Act 1998*. If you do not want your personal details to become public, please mark your submission “confidential”.

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Department of Health, New South Wales.  
Sydney, Tuesday 3 December 2002.

#### POISONS AND THERAPEUTIC GOODS ACT 1966

ORDER UNDER CLAUSE 171(1),  
POISONS AND THERAPEUTIC GOODS REGULATION  
2002

WITHDRAWAL OF DRUG AUTHORITY

IN accordance with the provisions of clause 171(1) of the Poisons and Therapeutic Goods Regulation 2002 an order

has been made on Hannah Kate Burns 59/252 Willoughby Road, Naremburn 2065 prohibiting her, until further notice, as a nurse from having possession of and supplying drugs of addiction as authorised by clauses 101 and 103 of the Regulation. This order is to take effect on and from Thursday 5 December 2002.

ROBYN KRUK,  
Director-General

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#### SPORTING INJURIES INSURANCE ACT, 1978

SPORTING INJURIES COMMITTEE

SYDNEY, 27th November 2002

Order of Declaration under Section 5

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

WYONG RUGBY LEAGUE FISHING CLUB

to be a sporting organisation, for the purposes of the provisions of the Act, in respect of the activity of Fishing.

KATE MCKENZIE,  
Chairperson

Date: 27th November 2002

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#### SPORTING INJURIES INSURANCE ACT, 1978

SPORTING INJURIES COMMITTEE

SYDNEY, 27th November 2002

Order of Declaration under Section 5

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

CENTRAL COAST SEA DRAGONS

to be a sporting organisation, for the purposes of the provisions of the Act, in respect of the activity of Dragon Boat Racing.

KATE MCKENZIE,  
Chairperson

Date: 27th November 2002

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#### STATUTORY AND OTHER OFFICES REMUNERATION ACT 1975

REPORT AND DETERMINATION PURSUANT TO  
SECTION 14 OF THE ACT – COMMISSIONERS OF THE  
COMPENSATION COURT

- 1) The Premier of New South Wales, the Hon Bob Carr MP, by letter of 12th November 2002 has directed the Tribunal, pursuant to Section 14 of the Statutory and Other Offices Remuneration Act 1975, to review the duties and responsibilities of the Commissioners of the Compensation Court and to make determinations on the appropriate levels of remuneration.
- 2) The Tribunal invited submissions and these were received from the Commissioners and the Chief Judge

of the Court. Interviews were held with the Commissioners.

- 3) This review is a work value review and no regard has been given to the economic movements since the 2001 August determination.

**Background:**

- 4) The positions of Commissioner, Compensation Court were first established in 1985. In October 1996 there was a special adjustment of 9.84 per cent. This adjustment had regard to the increased work values of the position and complexities of the matters being dealt with.
- 5) In 1999 the Commissioners sought an additional adjustment based on changes to their role and responsibilities arising from changes to the Workers Compensation Act 1987. The Tribunal considered this submission but did not consider that the changes warranted a special increase at that time.
- 6) The salary of the Commissioners is currently \$150,665pa effective from 1 October 2001. In addition to salary, Commissioners receive the superannuation guarantee levy of 9 per cent. They are also entitled to four weeks annual leave and are rostered for work during the law vacations. The Commissioners are eligible to acquire cars on a salary sacrifice basis. The use of their personal car is not compulsory and for work away from their headquarters they have access to a departmental vehicle. If they use their private car for official purposes then car mileage allowances are paid.

**Submissions from Commissioners:**

- 7) The current submission points out, inter alia,
- The judicial nature of the Commissioners' work;
  - The increased workload;
  - The substantial increase in the complexity and nature of the work;
  - The independence and finality of the Commissioners' decisions;
  - Appeals can only be on questions of law.
- 8) The Commissioners have sought to restore the previous remuneration parity with the Senior Commissioner, Land and Environment Court.
- 9) The Chief Judge of the Compensation Court has emphasised the following important features of the Commissioners' role and responsibilities:
- Because of recent amendments to the legislation there is no appeal on fact from a decision of the Commissioner. This means that Commissioners decide matters of "*...great moment to the litigants and in many cases of substantial monetary value.*"
  - Legislative changes have also increased the workload of the Court significantly. Many of these cases are required to be determined within limited time frames.

The Chief Judge has noted in the 2001 Annual Review of the Compensation Court that:

*"From 15 November 2001, when the various parties were briefed as to the changes to be introduced, particularly concerning commutations, until the end of the year, 8,266 cases were filed compared with 2,891 in the same period last year. This was an increase of 186%."*

**Conclusions:**

- 10) In January 2002 the Premier issued a special reference to the Tribunal to review the remuneration of those office holders who worked directly in or within the NSW Court system. The special reference included the Deputy Directors of Public Prosecutions, Crown Prosecutors, Public Defenders, Commissioners Land and Environment Court and the Commissioners Industrial Relations Commission.
- 11) The Commissioners, Compensation Court were not included in the special reference because at that time there was uncertainty surrounding the ultimate future of the Court. This only became known in June 2002 with the Assent of the Compensation Court Repeal Act 2002 which, *inter alia*, abolishes the Court and the Office of Commissioner effective on and from 1 January 2004.
- 12) The Tribunal made its determination in respect of the other office holders effective from 2 April 2002. Had there not been this uncertainty the determination for the offices of Commissioner Compensation Court would also have been made at that time. The Tribunal has also noted that the work value changes considered as part of this review occurred in 2001 and earlier. Because of these particular circumstances the Tribunal's determination will take effect on and from 2 April 2002.
- 13) The Government has made fundamental changes to the workers compensation scheme operating in New South Wales. It has introduced a new body, the Workers Compensation Commission, to oversee and settle workers compensation claims. This has resulted in the abolition of the Compensation Court which will take effect on and from 1 January 2004. As noted above, this will also mean the abolition of the offices of Commissioner, Compensation Court.
- 14) Until that time the Commissioners of the Compensation Court will perform their duties and responsibilities under the existing legislation. While the Compensation Court is not registering any new matters, as noted in the Chief Judges report a significant increase in the number of matters registered with the Court took place just prior to the commencement of the new Workers Compensation Commission in January 2002.
- 15) As with other offices working within the NSW Court system there has been an increasing complexity in the nature and the range of duties performed by the Commissioners. As a consequence, the Commissioners are under public scrutiny and carry heavy responsibilities in their decision making.
- 16) The issue for the Tribunal is whether there has been sufficient increase in the work value of these officers since 1996 to warrant an increase on this occasion. Having regard to the changes in the role and

responsibilities of the Commissioners and, in particular, the impact on their work resulting from legislative changes, the Tribunal is of the view that an increase in the remuneration of these office holders is justified.

- 17) Unlike the Senior Executive Service, the Commissioners are not eligible for recruitment and retention allowances. Their remuneration is a fixed sum determined by the Tribunal plus the superannuation guarantee levy of 9 per cent (\$10,519).
- 18) Commissioners have sought parity with the Senior Commissioner of the Land and Environment Court whose remuneration is set in a relationship with the Judges of the Land and Environment Court. To be consistent the Tribunal as a result of this work value review considers that the remuneration of Commissioners should also be set in a relationship to Judges of the Compensation Court.
- 19) After considering the above and after having regard to the views of the Assessors, the Tribunal determines that the remuneration of the office of Commissioner, Compensation Court should be \$159,285. This sets the remuneration of Commissioners at 75.56 percent of that of a Judge of the Compensation Court. Since the remuneration of a Judge includes the allowance of \$13,400 to assist with the provision of a motor vehicle, it means that remuneration for Commissioners also incorporates an amount of approximately \$8,800 for this purpose.
- 20) The Tribunal also concludes that any further adjustment would require demonstration that there has been a significant net increase in work value after April 2002.

#### DETERMINATION

The Tribunal determines, pursuant to section 14 of the Statutory and Other Offices Remuneration Act 1975, that the remuneration of the office of Commissioner Compensation Court shall be \$159,285. This increase shall take effect on and from 2 April 2002.

#### Statutory and Other Offices Remuneration Tribunal

Gerry Gleeson  
Date: 26 November 2002

#### THREATENED SPECIES CONSERVATION ACT

##### Notice of the Approval of the Granite Boronia Recovery Plan

THE National Parks and Wildlife Service (NPWS), hereby gives notice of the approval of the Granite Boronia Recovery Plan. Exhibition details will be published on 7 December 2002 in the Sydney Morning Herald, Armidale Express, Tenterfield Star, and Glen Innes Examiner. The NPWS web site [www.npws.nsw.gov.au](http://www.npws.nsw.gov.au) will also have exhibition information including a full version of the Recovery Plan.

GARY DAVEY,  
Manager  
Conservation Programs and Planning Division  
Northern Directorate

#### THREATENED SPECIES CONSERVATION ACT

##### Notice of Final Determination

THE Scientific Committee, established by the Threatened Species Conservation Act, has made a Final Determination to reject the proposal to list the shrub, *Pultenaea* sp. Gibberagee State Forest (Westaway 924) as a VULNERABLE SPECIES in Schedule 2 of the Act.

The Committee is of the opinion that this species is not eligible to be listed as a vulnerable species in Schedule 2 of the Act.

Copies of this Determination may be inspected at the National Parks Centre 102 George Street, The Rocks, Sydney and at NPWS Area Offices or Visitors Centres during business hours.

Dr CHRIS DICKMAN,  
Chairperson  
Scientific Committee

Determinations are also on the NPWS web site  
[www.npws.nsw.gov.au/new/exhbtsc.htm](http://www.npws.nsw.gov.au/new/exhbtsc.htm)

# 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, N.S.W. 2000, up til 9.30 am on the dates shown below:

### 9 December 2002

**ITS993/2306a** PABX & KT SYSTEMS, ASSOC PRODUCTS AND SERVICES - ADDITIONAL INTAKE.  
DOCUMENTS: \$220.00 PER SET

### 10 December 2002

**037/305** OUTDOOR FURNITURE, SHADE STRUCTURES AND RECREATIONAL EQUIPMENT.  
DOCUMENTS: \$110.00 PER SET

### 11 December 2002

**0202395** INDEPENDENT STRATEGIC REVIEW OF COURT SECURITY IN NSW. DOCUMENTS: \$110.00 PER SET

**0202812** COLLECTION AND DISPOSAL OF DANGEROUS GOODS FOR NSW POLICE. DOCUMENTS: \$110.00 PER SET

### 12 December 2002

**0202343** DEVELOPMENT AND DELIVERY OF SAFETY AND SECURITY TRAINING PROGRAMS.  
DOCUMENTS: \$110.00 PER SET

**IT 02/2944** ACQUISITION OF SEISMIC DATA UNDER EXPLORATION NSW. DOCUMENTS: \$110.00 PER SET

### 17 December 2002

**025/7297** PROVISION OF PORTABLE BREATH TEST DEVICE . DOCUMENTS: \$110.00 PER SET

**0202838** TYPESETTING SERVICES FOR DISPLAY ADVERTISEMENTS FOR NSW GAA. DOCUMENTS: \$110.00 PER SET

**027/7283** AIRCRAFT CHARTER FOR NSW POLICE FORCE. DOCUMENTS: \$110.00 PER SET

### 7 January 2003

**027/7308** SUPPLY, FITTING AND REFURBISHMENT OF ESCORT VEHICLES (MEDIUM & LARGE).  
DOCUMENTS: \$110.00 PER SET

### 8 January 2003

**036/1078** LABOUR HIRE ADMINISTRATIVE, FINANCE AND SPECIALIST PERSONNEL. DOCUMENTS: \$275.00 PER SET

### 9 January 2003

**IT2222RFP1** INTERNAT. COMPUTER DRIVING LICENCE LEARNING MATS. AND TESTING SERVICES.  
DOCUMENTS: \$110.00 PER SET

### 15 January 2003

**0202513** SUPPLY OF SOCKS. DOCUMENTS: \$110.00 PER SET

**0202973** SUPPLY OF JUMPERS. DOCUMENTS: \$110.00 PER SET

**0202975** MAUFACTURE, SUPPLY EMBROIDERED & OTHER INSIGNIA (EPAULETTES & PATCHES).  
DOCUMENTS: \$110.00 PER SET

### 22 January 2003

**0202720** PROVISION OF COMMUNITY HOUSING INSURANCE SCHEME . DOCUMENTS: \$110.00 PER SET

### TENDER DOCUMENT FEE

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

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

**Government Printing Service**  
**TENDERS FOR PRINTING**

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

**Tender Closing Monday 23rd December 2002**

Job No. 34070. Tenders are invited for the printing of 4 publications for the Australian Museum. Each publication will be printed at a different time during the year and the quantities vary from 200 to 700 copies. Text is generally black but there will be some 4 colour sections. The quality of all productions is of utmost importance and press checks will be made. The successful tenderer must provide the proper facilities and resources to undertake the task and supply the high standard of production and quality demanded.

Enquiries: Peter Sparks 9721 9834.

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# PRIVATE ADVERTISEMENTS

## COUNCIL NOTICES

### BROKEN HILL CITY COUNCIL

Roads Act 1993, Section 10

Dedication of Land as Public Road

NOTICE is hereby given pursuant to Part 2, section 10 of the Roads Act 1993 that the land described in the schedule below is dedicated as public road. J.P. LEARY, Acting General Manager, Broken Hill City Council, PO Box 448, Broken Hill, NSW 2880.

#### SCHEDULE

Lot 9 in Deposited Plan 1040661.

J. D. LEART, Acting General Manager. [1005]

### COFFS HARBOUR CITY COUNCIL

Extension of Water Mains

NOTICE is given to section 553 of the Local Government Act, 1993 that water mains have been extended and the properties served are described in the accompanying schedule. Land which is not connected thereto shall become rateable to the Water Local Rate after 21 days from the date of this notice. Land connected before the expiration of the 21 days shall be rated to the Local rate from the date of connection.

Korora: Lots 18/24 DP 1045805, Lots 25/32 DP 1046645 being Tranquility Drive as shown on Plan 01/41/2W wae; Lots 2/4 DP 1038015 Lots 6/8 DP 1042195 Lots 10/11, 14/17 DP 1043942 Seaside Close, Lot 1 DP 1038015, Lot 12 DP 1043942 Tranquility Dr, as shown on Plan 01/41/1W wae;

Sawtell/Toormina/Boambee East: Lots 1/10 DP 270302 being 38-52 Moller Drive, as shown on Plan 98/25/1W wae; Lots 612/649 DP 1041248 being Sorrento Ave, Borrowdale Cres, Cuthbert St, Sieben Rd, as shown on Plan 94/54/35W wae; Lot 13 DP 1038321, Lady Belmore Drive, Lots 11/12 DP 1038321 Linden Avenue, Lots 4/10 DP 1038321 Wagtail Ave, as shown on Plan 01/31/1W wae; Lots 5/13 DP 1043284 being Palmetto Pl, Lots 1/4, 14/17 DP 1043284 being Sabal Dr, as shown on Plan 02/15/15W wae; Lots 1/7 DP 1039668 being 11, 11A, 11B, 11C, 9, 9A, 9B Sea Breeze Pl, as shown on Plan 02/10/1W wae; Lots 1002/1004 DP 787947, being 22, 24, 26, 28 Lady Belmore Dr, as shown on Plan 02/23/1W wae; Lots 213/222 in proposed subdivision on Lot 212 DP 1035555 as shown on Plan 99/13/1W wae;

Coffs Harbour: Lots 16/22 DP 1039979, Lots 23/27 DP 1039979 being William Sharpe Close, as shown on Plan 99/45/25W wae; Lots 19/22 DP 1044782 being Frangipani Place, as shown on Plan 02/20/1W wae; Lots 1/5 DP 1039666, Lots 7/8 DP 1041382 Lots 10/13 DP 1046161 being Hull Close, as shown on Plan 01/37/1W wae; Lot 11 DP 1017118 Lots 121/124 DP 1037561 being Mansbridge Dr, Pacific Highway, North Boambee Road, as shown on Plan 01/27/1W wae; Lots 1/18 DP 1039391 Red Cedar Drive, as shown on Plan 01/26/1W wae; Lots 38/49, 52/59 DP 270060 being Isles Drive, as shown on Plan 01/36/1&2W wae; Lot 201 DP 872940 being 59 Perry Dr, as shown on Plan 02/06/1W wae;

### COFFS HARBOUR CITY COUNCIL

Extension of Sewer Mains

NOTICE is given to Section 553 of the Local Government Act, 1993 that sewer mains have been extended and properties served are described in the accompanying schedule. Land which is not connected thereto shall become rateable to the Sewerage Local Rate after 60 days from the date of this notice. Land connected before the expiration of the 60 days shall be rated to the Local rate from the date of connection.

Coffs Harbour: Lots 1/5 DP 1042326 being 43, 45, 46, 48 Griffith Ave, as shown on Plan 01/40/1S wae; Lot 201 DP 872940 being Perry Drive, as shown on Plan 02/06/1S wae; Lots 38/49, 52/59 DP 270060 being Isles Dr, as shown on Plan 01/36/2S wae; Lots 1/2 DP 1045343 being 65, 65A Raleigh St as shown on Plan 01/21/1S wae; Lot 11 DP 1017118, Lots 121/124 DP 1037561 being Mansbridge Dr, Pacific Highway, North Boambee Rd, as shown on Plan 01/27/1S wae; Homebase, 252 Pacific Highway as shown on Plan 99/15/1S wae; 8-28 Camperdown Street, as shown on Plan 02/07/1S wae; Lots 14/15 DP 1040885, Lots 18/19 DP 1044777 being 30, 40, 40A, 42 Pearce Dr, Pt Lot 20 DP 1044777 Suffolk Cl, Lot 13 DP 104885, Lot 1 DP 1033312 being 11, 7 Suffolk Close as shown on Plan 01/09/2S wae; Lots 1/18 DP 1039391 Red Cedar Drive, as shown on Plan 01/26/1S wae; Lots 1/5 DP 1039666 Lots 7/8 DP 1041382 Lots 10/13 DP 1046161 being Hull Cl, as shown on Plan 01/37/1S wae; Lots 320/321 DP 1039984 being 44, 44A Coramba Rd, as shown on Plan 02/01/1S wae; Lots 19/20 DP 1044782 being Frangipani Pl, as shown on Plan 02/20/1S wae; Lots 6, 9/12, 50, 57/58 DP 865042, Lots 70/71 DP 873669, Lot 491 DP 866765 Roselands Dr, Lots 140/141 DP 877819, 161/162 DP 1017966 Lot 15 DP 865042 Leander Cl, Lot 59 DP 986053 Spagnolos Rd, as shown on Plan 96/19/35S wae; Lots 16/22 Cardinal Cl, Lots 23/27 William Sharpe Dr as shown on Plan 99/45/2S wae; Lots 691/692 DP 1043463 being 45, 45A Vera Dr, as shown on Plan 02/25/1S wae;

Korora: Lots 2/4 DP 1038015, Lots 6/8 DP 1042195, Lots 10/11, 14/17 DP 1043942 Seaside Close, Lot 1 DP 1038015 Lot 12 DP 1043942 Tranquility Dr, as shown on Plan 01/41/1S wae; Lots 18/24 DP 1045805, Lots 25/32 DP 1046645 being Tranquility Dr, as shown on Plan 02/30/1S wae; Lots 1/2 proposed subdivision of Lot 32 DP 808236, 27 James Small Dr, as shown on Plan 02/16/1S wae; Lots 25/28 DP 270145 being 11, 11A, 13, 13A Fern Tree Pl as shown on Plan 02/02/1S wae;

Sawtell/Toormina/Boambee: Lots 212/213 DP 786485 being 10-12 Oscar Ramsay Dr, as shown on Plan 02/32/1S wae; 9 Armstrong Road, and 32 Coorabin Cres, as shown on Plan 02/08/1S wae; Lots 6/7 DP 1038416 being 9, 9A Coronation Ave, as shown on Plan 00/31/1S wae; Lots 1/3 in proposed subdivision of Lots 51 DP 609563 being 65 Sawtell Rd, as shown on Plan 02/28/1S wae; Lots 5/13 DP 1043284 being Palmetto Pl, Lots 1/4, 14/17 DP 1043284 being Sabal Dr, as shown on Plan 02/15/1S wae; Lot 13 DP 1038321, Lady Belmore Dr, Lots 11/12 DP 1038321 being Linden Ave, Lots 4/10 DP 1038321 being Wagtail Cl, as shown on Plan 01/31/1S wae; Lots 612/649 DP 1041248 being Sorrento Ave, Borrowdale Cres, Cuthbert St, Sieben Rd as shown on Plan 94/54/3S wae; Lots 1/10 DP 270302 being 38-52 Moller Dr, as shown on Plan 98/25S wae. [1009]

**EUROBODALLA SHIRE COUNCIL**

LOCAL GOVERNMENT ACT 1993

LAND ACQUISITION (JUST TERMS  
COMPENSATION) ACT 1991NOTICE OF COMPULSORY ACQUISITION OF  
EASEMENT OVER LAND

THE Eurobodalla Shire Council declares, with the approval of Her Excellency the Governor, that the easement over land to pond and drain water, described in the Schedule below, is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991.

Dated at Moruya this 3rd day of January 2003.

JAMES LEVY,  
General Manager

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 SCHEDULE

Easement to pond water of variable width within Lot 1 DP 789098 and denoted as "Z" in DP 1033482. [0996]

**GOULBURN CITY COUNCIL**

PUBLIC NOTICE

SALE OF LAND FOR UNPAID RATES  
THURSDAY, 14 MARCH 2002

NOTICE is hereby given to the person named hereunder that Goulburn City Council has resolved in pursuance of Section 713, of the Local Government Act 1993, to offer for sale at public auction the land described hereunder. The person named is known to Council to be the owner of the land on which the rates and charges, as at 6 September 2002, are due:

- |                     |  |
|---------------------|--|
| (1) Owners Name:    | Michael Edward Hallam.   |
| Land Description:   | Lot 2 DP 578329, Area: 725.3 Sq. metres,<br>89 Addison Street, Goulburn. |
| Total Amount Owing: | \$11,724.76  |
| (2) Owners Name:    | Shayne R McNiven.  |
| Land Description:   | Lot 4 DP 1253, Area: 1093 Sq. metres,<br>45 Rhoda Street, Goulburn.      |
| Total Amount Owing: | \$15,891.65  |
| (3) Owners Name:    | Ray H Albrighton   |
| Land Description:   | Lot 52 DP 236794, Area: 63.90 Sq. metres,<br>85 Albert Street, Goulburn. |
| Total Amount Owing: | \$10,337.23.   |
| (4) Owners Name:    | Harold Richard Heat  |
| Land Description:   | Lots 2 DP 520323, Area: 56.91 Sq. metres,<br>McNaught Street, Goulburn.  |
| Total Amount Owing: | \$4,768.85   |

Council has attempted to contact the owner whose name appears in Goulburn City Council's records as the rateable owner, and any interested parties, the result of these efforts include the service of rate notices, title searches, and electoral roll searches.

Any intending purchasers should satisfy themselves to the exact location of the block and the location/condition of power, water and sewerage connection, as well as the occupation of the property for vacant possession.

Unless payment in full is made to the Goulburn City Council of the amount stated as Total Amount Owing, together with any other rates and 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 for sale by public auction by L J Hooker Real Estate, on Thursday, 14 March 2003, at 2.00 pm, at the Goulburn Soldiers Club, 15 Market Street, Goulburn.

Mr DON COOPER,  
General Manager  
[0998]

**HASTINGS COUNCIL**

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

THE Hastings Council declares, with the approval of Her 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 purpose of providing a public water supply.

Dated at Port Macquarie this 27th day of November 2002.

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 SCHEDULE

All that piece or parcel of land situate in the Parish of Burrawan County of Macquarie being part Folio Identifier 12/871968 being that part formerly contained in Folio Identifier 10/832471. [1000]

**HERITAGE ACT 1977**

INTERIM HERITAGE ORDER NO. BCC01

UNDER section 25 of the Heritage Act 1977 Bankstown City Council does by this order:

- I. Make an interim heritage order to cover the item of the environmental heritage specified or described in Schedule 'A', and
- II. Declare that the Interim Heritage Order shall apply to the curtilage or site of such item, being the land described in Schedule 'B'.

This Interim Heritage Order will lapse six months from the date that it is made unless Bankstown City Council has passed a resolution by that date either:

1. In the case of an item which, in the councils opinion, is of local significance to place the item on the heritage schedule of a local environmental plan with appropriate provision for protecting and managing the item; and

2. In the case of an item which in the council's opinion, if of State heritage significance, nominate the item for inclusion on the State Heritage Register

Bankstown City Council

Sydney 4 December 2002

SCHEDULE 'A'

The property situated at No. 7 Kerrine Street, Sefton on the land described in Schedule 'B'.

SCHEDULE 'B'

The parcel of land known as Lot 98 DP 16500 situated within the City of Bankstown Council. [1012]

**HUME SHIRE COUNCIL**

NOTICE OF INTENTION TO APPLY WATER RATE

NOTICE is hereby given that a water main has been extended along roads as follows within the Parish of Thurgoona, Country of Goulburn:

Kerrs Road (between Thurgoona Drive and Knobles Road)

Knobles Road (between Kerrs Road and the Riverina Highway)

Riverina Highway (between Knobles Road and the road reserve adjacent to Lot 1 DP128086)

Hawkescote Road (between the Riverina Highway and the northern boundary of Lot 2 DP856346)

Pursuant to Clause 553 of the Local Government Act 1993, twenty-one (21) days after the date of this notice, all properties within 225 m of the water main become rateable for water, irrespective of whether they are connected to the water supply or not.

PTER VENERIS, General Manager, Hume Shire Council, PO Box 70 Albury NSW 2640. [1000]

**INVERELL SHIRE COUNCIL**

ORDER No. 14675

FIXING OF LEVELS

NOTICE is hereby given that levels of:

GILCHRIST STREET – VERNON ST TO LEONARD ST

as shown on plans exhibited at Council's Office and as advertised in the Inverell Times on 11th October, 2002 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 28th November, 2002.

Administrative Centre, 144 Otho Street, INVERELL NSW 2360. P. J. HENRY, General Manager. [0997]

**PARKES SHIRE COUNCIL**

Roads Act 1993, Section 162.1

Naming of Public Roads – Megalon Lane, Burrill Creek Road, Taylor Lane, Taweni Road, Braeside Lane, Drapers Lane, Alectown West Road, Avondale Road, Green Lane, Capell Road, Robertson Road, Indiana Road, South Cowal Road, Scotson Lane, Roseleigh Lane, Cronin Lane, Advie Lane.

NOTICE is hereby given that in accordance with section 162.1 of the Roads Act, as amended, Council has named the roads shown hereunder:

<i>Location</i>	<i>Name</i>
Road Between MR16 and Cookamidgera road adjacent to lot 143 DP750164	Megalon Lane
Road off Dwyers road Adjacent to lot 162 DP40617	Wild Lane
Road off Kadina Road Adjacent to lot 52 DP753997	Burrill Creek Road
Road between Leafy Tank and Slimbridge – Monomie Road adjacent to lot 113 and DP752105	Taylor Lane
Road between Bogan Road and Ten Mile Creek adjacent to lot DP502218	Taweni Road
Road between Adavale Lane and McClintocks Lane adjacent to lot 3 DP831119	Braeside Lane
Road off Alectown West Road adjacent to lot 52 DP754001	Drapers Lane
Formally part of Alectown Road between Newell Highway and Taweni Road	Alectown West Road
Lane off back Trundle Road adjacent to lot 4 DP752104	Green Lane
Road between MR350 and Numulla Road adjacent to lot 44 DP752116	Capell Road
Road between Bogan Road and Taweni Road Adjacent to lot 16 DP753980	Robertson Road
Road between Terowie Road and South Cowal Road adjacent to lot 14 DP754024	Indiana Road
Road between Blue Letterbox Road and Terowie Road adjacent to lot 7 DP754009	South Cowal Road
Road between MR350 and Numulla Road adjacent to lot 1 DP630504	Scotson Lane
Road off mailers road adjacent to lot 22 DP752075	Roseleigh Lane
Road off MR61 adjacent to lot 110 DP752105	Cronin Lane
Lane between North St and Parkes St parallel to Long St, Trundle	Advie Lane

No objections to the proposed names were received within the prescribed period of time. A. MCCORMACK, General Manager, Parkes Shire Council, PO Box 337, Parkes, NSW 2870 [1007]



**RIVERINA WATER COUNTY COUNCIL**

LOCAL GOVERNMENT ACT 1993, SECTION 553

## EXTENSION OF WATERMAINS

NOTICE is hereby given pursuant to Section 553 of the Local Government Act 1993, that Riverina Water County Council's water mains have been extended to service the lands described hereunder:

*City of Wagga Wagga*

Yentoo Drive, Wagga Wagga: From the existing main in Yentoo Drive located at the south-eastern corner of Lot 57, southwards along Yentoo Drive to the existing main in Yentoo Drive located at the north-eastern corner of Lot 143. Also, the main extension eastwards along Walla Place off Yentoo Drive to the south-eastern corner of Lot 26, and the main extension southwards along Girwang Place off Walla Place to the north-eastern corner of Lot 18.

*Drawing No. 1-2639*

Brucedale Drive, Brucedale: From the existing main in Brucedale Drive located at the north-western corner of Lot 4, northwards initially and then south-westwards along Brucedale Drive to the north-western corner of Lot 18.

*Drawing No. 1-2789*

Horsley Street, Wagga Wagga: From the existing main in Horsley Street located at the western side of Lot 5, northwards along Horsley Street to the existing main in Marconi Street.

*Drawing No. 1-2945*

Redbank Road, Wagga Wagga: From the existing main in Redbank Road located at the south-western corner of Lot 13, southwards along Redbank Road to the north-western corner of Lot 11.

*Drawing No. 1-2947*

The owners of all lands within the prescribed distance will be liable for water supply charges as from the expiration of twenty-one (21 days) after the publication of this notice, or the date of connection of the properties to the water main, whichever is the earlier date. G.W. PIEPER, General Manager, Riverina Water County Council, Box 456 PO, Wagga Wagga NSW 2650.

[0994]

**SCONE SHIRE COUNCIL**

Local Government Act 1993

Roads (General) Regulation 1994

## Naming of Public Road

IT is hereby notified that Council has resolved to adopt the name:

The road, currently identified as Tourist Road 4021 and Brushy Hill Road, travelling from the junction with MR105 across Segenhoe Road past the entry of Lake Glenbawn and Broads Crossing through to the intersection with Rouchel Road be named Glenbawn Road

Authorised by resolution of Council dated 19 October 1998.

The road located within the confines of the Lake Glenbawn State Park, commencing at the entry tollgate and traversing around to the eastern foreshore, Parish of Rouchel, County of Brisbane, to be renamed Eastern Foreshore Road.

Authorised by resolution of Council dated 27 November 2000.

General Manager, Scone Shire Council, PO Box 208, SCONE NSW 2337.

[0993]

**TWEED SHIRE COUNCIL**

ROADS ACT 1993, SECTION 10

## DEDICATION OF LAND AS PUBLIC ROAD

NOTICE is hereby given that the Tweed Shire Council, by resolution of the Council dated 1 May, 2002, has resolved to dedicate the land described hereunder as Public Road pursuant to Section 10 of the Roads Act, 1993. J.Griffin, General Manager, Tweed Shire Council, P.O. Box 816, Murwillumbah, NSW 2484.

## SCHEDULE

Lot 1 in Deposited Plan 1039566.

[1001]

**TWEED SHIRE COUNCIL**

## ERRATUM

THE notification of Compulsory Acquisition of Land under the Land Acquisition (Just Terms Compensation) Act 1991 published in the *Government Gazette* of 22 November, 2002 Folio 10020 is corrected by deleting reference to Roads Act 1993 and inserting Local Government Act, 1993.

[1002]

**ESTATE NOTICES**

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of BEATRICE MAY GARLAND, late of 132 Maxwell Avenue, Sadleir, in the State of New South Wales, Home Duties, who died on 6th October, 2002 must send particulars of his/her claim to the executrix, Kerry May West (in the Will called Kerry May Garland), c.o. Doherty Partners, Solicitors, Level 1, 171 Bigge Street, Liverpool, within one (1) calendar month from publication of this notice. After that time the executrix may distribute the assets of the estate having regard only to the claims of which at the time of distribution she has notice. Probate was granted in New South Wales on 25th November, 2002. DOHERTY PARTNERS, Solicitors, Level 1, 171 Bigge Street, Liverpool, NSW 2170 (DX 5034, Liverpool), tel.: (02) 9601 7300.

[1006]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of RAIMUND RAMSKOGLER (in the Will called Raymond Ramskogler) late of North Curl Curl in the State of New South Wales, Retired, who died on 2 October, 2002 must send particulars of his claim to the Executrix, Zena Ann Slater, c.o. Peninsula Law, Solicitors of 103-105 Blackwall Road, Woy Woy or their agents Turner Whelan, Solicitors,

Level 2, 162 Goulburn 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 she has notice. Probate was granted in New South Wales on 25th November 2002. Peninsula Law, Solicitors of 103-105 Blackwall Road, Woy Woy (DX 8806 Woy Woy), tel. (02) 4342 1277. [0976]

NOTICE of intended distribution.—Any person having any claim up on the estate of EDITH MARY CHAPPLE late of NORMANHURST in the State of New South Wales, who died on 4th January, 2000 must send particulars of their claim to the Executor, Pauline Mary Ibbett, care of Messrs, Barton & Co, Solicitors of 128/121-133 Pacific Highway, Hornsby 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 they has notice. Probate was granted 22nd November, 2002. MESSRS BARTON & CO SOLICITORS POLARIS, 128/121-133 Pacific Highway, Hornsby NSW 2077, PO Box 344, HORNSBY NSW 1630 (DX 9696 Hornsby), tel. (02) 9476 1744. Our ref: DFB/RS. [0977]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of JEAN JAMES-BARNES late of 37 Shackle Avenue, Guildford in the State of New South Wales, Widowed, who died on 11th August 2002 must send particulars of his/her claim to the Executrix, Michelle Anne James-Barnes, c.o. Maclarens, Solicitors, 232 Merrylands Rd, Merrylands NSW 2160 within one 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 27th November, 2002. Maclarens Solicitors 232 Merrylands Road Merrylands NSW 2160, tel. (02) 9682 3777. [0978]

NOTICE of intended distribution of estate.—Any person having any claim upon the Estate of Edward James Morgan late of Wyoming, Retired in the State of New South Wales who died on 2nd November, 2001 must sent particulars of his claim to the Executor JOHN GREGORY BURTON and ROBYN LYNDON SMITH care of JOHN G BURTON & ASSOCIATES 16 ADELAIDE STREET EAST GOSFORD NSW 2250 within one calendar month from publication of the Notice. After that time 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 27 August 2002. JOHN G. BURTON & ASSOCIATES, Solicitors, 16 Adelaide Street, East Gosford NSW 2250 (DX 7263 Gosford), tel. (02) 4323 4899. [0979]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ST ANDREW FIDEMONT ROWSTON, late of Seaview Street and Victoria Lane Summer Hill in the State of New South Wales, who died on 20 January, 2002 must send particulars of his claim to the Executor, c.o. John S. Fordham, Solicitors, 12 Station Street, West Ryde 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 25th November 2002. JOHN S. FORDHAM, Solicitors, 12 Station Street, West Ryde (DX 27551 West Ryde), tel. (02) 9858 1533. [0990]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of HERMANN MARTIN PAUL HETTWER, late of Marrickville in the State of New South Wales, who died on 30 April, 1996 must send particulars of his claim to the Executor, Paul Richard Mollenbeck, c.o. Gunnar Mollenbeck and Associates, Solicitors, Suite 209/375 George 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 25th November 2002. GUNNAR MOLLENBECK AND ASSOCIATES, Solicitors, Suite 209, King George Chambers, 375 George Street, Sydney, NSW 2000, tel. (02) 9299 7070. [0991]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of KATHLEEN TENNEY, late of Cardinal Gilroy Village, Barcom Street, Merrylands in the State of New South Wales, widowed, who died on 20 July, 2002 must send particulars of his claim to the Executors, Anthony Edward Tenney and Philip James Tenney, 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 19th November 2002. MACLARENS, Solicitors, 232 Merrylands Road, Merrylands, NSW 2160 (DX 25406 Merrylands), tel. (02) 9682 3777. [0989]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of Robert Alexander Barr late of Paddington, Retired who died on 19th August 2002 must send particulars of the claim to the Executor, Craig Andrew Clifton care of Djekovic, Hearne & Walkers Solicitors, 266A Oxford Street, Paddington NSW 2021, DX 225 Sydney, ref CLIF8749.02 within one calendar month from publication of the notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the Executors have notice. Probate was granted in New South Wales on 22nd November 2002. Many Thanks Stephen Hearne Djekovic, Hearne & Walker Solicitors 266A Oxford Street Paddington NSW 2021, tel. (02) 9331 1933. [1004]

## COMPANY NOTICES

NOTICE of final meeting of members.—B. ORTADO PTY. LIMITED (In voluntary liquidation), A.C.N. 000 391 917.—Notice is hereby given that the final meeting of members of the above named company will be held at the office of Brooks, Deane & Powne, Chartered Accountants, Level 6, 72 Pitt Street, Sydney, N.S.W. on Monday 6th January 2003 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 29th November, 2002. ARTHUR DUFFIELD, Liquidator, Brooks, Deane & Powne, Chartered Accountants, 6th Floor, 72 Pitt Street Sydney NSW 2000, tel. (02) 9233 6111. [0980]

NOTICE of Voluntary Winding Up.—Corporations Law section 491 (2). NEW LINE RETAIL & ADMINISTRATION PTY. LIMITED, A.C.N 052 482 283.—Notice is hereby given that at an extraordinary general meeting of the abovenamed company held at 44 Carrington Road, Castle Hill NSW on 28th November, 2002, the following special resolution was duly passed “That the company be wound up as a member’s voluntary liquidation and that Stephen Zeiderman be appointed liquidator”. Dated 28th November, 2002. STEPHEN ZEIDERMAN, Liquidator, c.o. G. A. Elliott & Co., Level 1, 60 York Street, Sydney, tel. (02) 9262 2844. [0981]

NOTICE of Voluntary Winding Up.—Corporations Law Section 491 (2). F.C. ZADRO PTY. LIMITED, A.C.N. 000 274 304.—Notice is hereby given that at an extraordinary general meeting of the abovenamed company held at 44 Carrington Road, Castle Hill NSW on 28th November, 2002 the following special resolution was duly passed “That the company be wound up as a members’ voluntary liquidation and that Stephen Zeiderman be appointed liquidator”. Dated 28th November, 2002. STEPHEN ZEIDERMAN, liquidator, c.o. G. A. Elliott & Co. Level 1, 60 York Street, Sydney NSW 2000, tel. (02) 9262 2844. [0982]

NOTICE of final meeting of members.—Pursuant to Section 509 of the Corporations Law. In the matter of TEJUTI PTY LIMITED (In liquidation) A.C.N. 002 988 605.—Notice is hereby given that pursuant to section 509 of the Corporations Law, the final meeting of members of the abovenamed Company will be held at the office of Geoffrey V. Brunner, Suite 403/16, Cambridge Street, Epping NSW 2121, on the 17th January 2003, at 2.00pm, for the purpose of laying before the meeting the liquidator’s final account and report and giving any explanations thereof. Dated this 2nd day of December 2002. GEOFFREY V. BRUNNER, liquidator, Suite 403/16, Cambridge Street, Epping NSW 2121, tel. (02) 9868 2922. [0983]

NOTICE of final meeting of members.—Pursuant to Section 509 of the Corporations Law. In the matter of MASSEY & ANGOVE PTY LIMITED (In liquidation), A.C.N. 000 491 636.—Notice is hereby given that pursuant to section 509 of the Corporations Law, the final meeting of members of the abovenamed Company will be held at the office of Geoffrey V. Brunner, Suite 403/16, Cambridge Street, Epping NSW 2121, on the 17th January 2003, at 3.00pm for the purpose of laying before the meeting the liquidator’s final account and report and giving any explanations thereof. Dated this 2nd day of December 2002. GEOFFREY V. BRUNNER, liquidator, Suite 403/16, Cambridge Street, Epping NSW 2121, tel. (02) 9868 2922. [0984]

NOTICE of final meeting of members.—MACQUARIE STRUCTURED EQUITIES PTY LIMITED, A.C.N. 074 453 357 (In voluntary liquidation).—Notice is hereby given that a General Meeting of members of the Company will be held at 9.10 am on Friday 20 December, 2002 at Level 5,

14 Martin Place, Sydney. Agenda to hold the Final Meeting of the company and receive an account of how the winding up has been conducted. Dated this 25th day of November, 2002. By order of the Board, S. B. Humphrys liquidator. [0985]

NOTICE of final meeting of members.—RIVERUT PTY LIMITED, A.C.N. 010 783 249 (In voluntary liquidation).—Notice is hereby given that the a General Meeting of members of the Company will be held at 9am on Friday 20 December, 2002 at Level 5, 14 Martin Place, Sydney. Agenda To hold the Final Meeting of the Company and receive an account of how the winding up has been conducted. Dated this 25th day of November, 2002. By order of the Board, S. B. Humphrys, liquidator. [0986]

NOTICE of Voluntary Liquidation.—In accordance with Section 491 (2) of the Corporations Law, that at an Extraordinary General Meeting of the members of GANOR NOMINEES PTY LTD (In liquidation), A.C.N. 000 468 208.—Held on Tuesday, 3 December 2002 the following Special Resolution was duly passed: “That the company be wound up as a Members’ Voluntary Liquidation and that the assets of the company may be distributed in whole or in part to the members in specie should the liquidator so desire” and Roger Duncan Ellinson, Chartered Accountant, c/o Sellingers, Level 11, 155 Castlereagh Street, Sydney NSW 2000, be appointed Liquidator for the purpose of such winding up. DATED at Sydney this third day of December 2002. R. D. ELLINSON, liquidator, tel. (02) 9283 2444. [0987]

NOTICE of final meeting of members.—MONDY REYNOLDS PTY LTD (In liquidation), A.C.N. 000 361 571.—Notice is hereby given in pursuance of Section 509 of the Corporations Act that a general meeting of the company will be at 24 Bay Street, Rockdale NSW on Friday 10th of January 2003 at 9.00 am for the purpose of laying before the members the final accounts of the winding up of the company and to give any explanation thereof. B. P. GALLIE, liquidator c.o. Hales Redden, Registered Company Auditors, 24 Bay Street, Rockdale NSW 2216, tel. (02) 9567 0545 [0988]

NOTICE of Voluntary Liquidation.—In accordance with Section 491 (2) of the Corporations Law, that at an Extraordinary General Meeting of the members of WIGZELL INVESTMENTS PTY. LIMITED (In liquidation), A.C.N. 008 481 972.—Held at 4 Songbird Court, Bederim, Queensland on 26 November 2002, the following Special Resolution was duly passed: “That the company be wound up as a Members’ Voluntary Liquidation and that the assets of the company may be distributed in whole or in part to the members in cash or in specie should the liquidator so desire”, and Steven Danielson be appointed Liquidator for the purposes of the winding up. DATED this 18th day of October 2002. STEVEN DANIELSON, liquidator, c.o. Mitchel & Partners, Suite 1, Level 2, 1 York Street, Sydney NSW 2000, tel. (02) 9251 3838. [0992]

