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LEGISLATION

Allocation of Administration of Acts

The Cabinet Office, Sydney
15 January 2003

ALLOCATION OF THE ADMINISTRATION OF ACTS

Her Excellency the Governor, with the advice of the Executive Council, has approved of the administration of the Acts listed in the attached Schedule being vested in the Ministers indicated against each respectively, subject to the administration of any such Act, to the extent that it directly amends another Act, being vested in the Minister administering the other Act or the relevant portion of it.

The arrangements are in substitution for those in operation before the date of this notice.

Bob Carr
Premier

ALLOCATION OF THE ADMINISTRATION OF ACTS**PREMIER**

Anti-Discrimination Act 1977 No 48, Part 9A (remainder, Attorney General)

Anzac Memorial (Building) Act 1923 No 27

Australia Acts (Request) Act 1985 No 109

Centennial Park and Moore Park Trust Act 1983 No 145

Child Protection (Prohibited Employment) Act 1998 No 147

Commission for Children and Young People Act 1998 No 146

Competition Policy Reform (New South Wales) Act 1995 No 8

Constitution Act 1902 No 32

Constitution Further Amendment (Referendum) Act 1930 No 2

Constitution (Legislative Council Reconstitution) Savings Act 1993 No 19

Election Funding Act 1981 No 78

Essential Services Act 1988 No 41, Parts 1 and 2 (remainder, Minister for Industrial Relations)

Freedom of Information Act 1989 No 5

Independent Commission Against Corruption Act 1988 No 35

Independent Commission Against Corruption (Commissioner) Act 1994 No 61

Independent Pricing and Regulatory Tribunal Act 1992 No 39

Interpretation Act 1987 No 15

Licensing and Registration (Uniform Procedures) Act 2002 No 28

Mutual Recognition (New South Wales) Act 1992 No 61

Ombudsman Act 1974 No 68

Parliamentary Electorates and Elections Act 1912 No 41

Parliamentary Evidence Act 1901 No 43

Parliamentary Precincts Act 1997 No 66

Parliamentary Remuneration Act 1989 No 160

Protected Disclosures Act 1994 No 92

Public Finance and Audit Act 1983 No 152, sections 28, 28A, 29, 30, 34 and Schedule 1 (remainder, Treasurer)

Public Sector Employment and Management Act 2002 No 43 (except Chapter 7, Minister for Public Works and Services)

Regulation Review Act 1987 No 165

Reprints Act 1972 No 48

Returned and Services League of Australia (New South Wales Branch) Incorporation Act 1935 No 39

Royal Commission (Police Service) Act 1994 No 60

Royal Commissions Act 1923 No 29

Seat of Government Surrender Act 1909 No 14

Seat of Government Surrender Act 1915 No 9

Seat of Government Surrender (Amendment) Act 1923 No 31

Senators' Elections Act 1903 No 9

Special Commissions of Inquiry Act 1983 No 90

State Owned Corporations Act 1989 No 134

Statutory and Other Offices Remuneration Act 1975 (1976 No 4)

Subordinate Legislation Act 1989 No 146

Subordinate Legislation (Repeal) Act 1985 No 232

Transferred Officers Extended Leave Act 1961 No 13

Trans-Tasman Mutual Recognition (New South Wales) Act 1996 No 102

Visy Mill Facilitation Act 1997 No 139

Youth Advisory Council Act 1989 No 39

MINISTER FOR THE ARTS

Art Gallery of New South Wales Act 1980 No 65

Australian Museum Trust Act 1975 No 95

Copyright Act 1879 42 Vic No 20

Film and Television Office Act 1988 No 18

Historic Houses Act 1980 No 94

Library Act 1939 No 40

Museum of Applied Arts and Sciences Act 1945 No 31

State Records Act 1998 No 17

Sydney Opera House Trust Act 1961 No 9

MINISTER FOR CITIZENSHIP

Community Relations Commission and Principles of Multiculturalism Act 2000 No 77

DEPUTY PREMIER

Nil

MINISTER FOR PLANNING

Blue Mountains Land Development (Special Provisions) Act 1985 No 55

Botany and Randwick Sites Development Act 1982 No 99

Callan Park (Special Provisions) Act 2002 No 139

Coastal Protection Act 1979 No 13, Part 2 (remainder, Minister for Land and Water Conservation)

Environmental Planning and Assessment Act 1979 No 203

Environmental Planning and Assessment Amendment (Affordable Housing) Act 2000 No 29

Forestry and National Park Estate Act 1998 No 163

Growth Centres (Development Corporations) Act 1974 No 49

Heritage Act 1977 No 136

Kooragang Coal Terminal (Special Provisions) Act 1997 No 138

Land Development Contribution Act 1970 No 24

Land Development Contribution Management Act 1970 No 22

Landcom Corporation Act 2001 No 129

National Park Estate (Southern Region Reservations) Act 2000 No 103

National Trust of Australia (New South Wales) Act 1990 No 92

Port Kembla Development (Special Provisions) Act 1997 No 40

Sir Henry Parkes National (War) Memorial Museum and Library Act 1957 No 47

State Environmental Planning (Permissible Mining) Act 1996 No 27

Sydney Entertainment Centre Act 1980 No 135

Sydney Harbour Foreshore Authority Act 1998 No 170

Walsh Bay Development (Special Provisions) Act 1999 No 3

Warnervale Airport (Restrictions) Act 1996 No 57

Western Sydney Regional Park (Revocation for Western Sydney Orbital) Act 2001 No 60

MINISTER FOR ABORIGINAL AFFAIRS

Aboriginal Land Rights Act 1983 No 42

MINISTER FOR HOUSING

Aboriginal Housing Act 1998 No 47

Commonwealth and State Housing Agreement Act 1946 No 19

Commonwealth and State Housing Agreement Act 1955 No 41

HomeFund Restructuring Act 1993 No 112 (except parts, Minister for Fair Trading)

Housing Act 2001 No 52

Housing Agreement Act 1956 No 35

Housing Agreement Act 1961 No 39

Housing Agreement Act 1966 No 40

Housing Agreement Act 1973 No 57

Housing Agreement Act 1974 No 90

Housing Agreement Act 1978 No 149

Housing Agreement Act 1981 No 129

Housing Agreement Act 1985 No 32

Loan Fund Companies Act 1976 No 94

TREASURER

Accommodation Levy Act 1997 No 32

Annual Reports (Departments) Act 1985 No 156

Annual Reports (Statutory Bodies) Act 1984 No 87

Australia and New Zealand Banking Group Limited (NMRB) Act 1991 No 35

Bank Integration Act 1992 No 80

Bank Mergers Act 1996 No 130

Bank Mergers (Application of Laws) Act 1996 No 64

Banks and Bank Holidays Act 1912 No 43, section 22 (remainder, Minister for Industrial Relations)

Betting Tax Act 2001 No 43

Canberra Advance Bank Limited (Merger) Act 1992 No 17

Capital Debt Charges Act 1957 No 1

Commonwealth Places (Mirror Taxes Administration) Act 1998 No 100

Commonwealth Powers (State Banking) Act 1992 No 104

Conversions of Securities Adjustment Act 1931 No 63

Dartmouth Reservoir (Financial Agreement) Act 1970 No 30

Debits Tax Act 1990 No 112

Decimal Currency Act 1965 No 33

Duties Act 1997 No 123

Energy Services Corporations Act 1995 No 95

Fines Act 1996 No 99 (except parts, Attorney General)

Finances Adjustment Act 1932 No 27

Financial Agreement Act 1944 No 29

Financial Agreement Act 1994 No 71

Financial Agreement (Amendment) Act 1976 No 35

Financial Agreement (Decimal Currency) Act 1966 No 39

Financial Agreement Ratification Act 1928 No 14

Financial Agreement (Returned Soldiers Settlement) Ratification Act 1935 No 1

Financial Sector Reform (New South Wales) Act 1999 No 1

First Home Owner Grant Act 2000 No 21

Freight Rail Corporation (Sale) Act 2001 No 35

General Government Debt Elimination Act 1995 No 83

General Government Liability Management Fund Act 2002 No 60

Government Guarantees Act 1934 No 57

Government Insurance Office (Privatisation) Act 1991 No 38

Health Insurance Levies Act 1982 No 159

Inscribed Stock Act 1902 No 79

Inscribed Stock (Issue and Renewals) Act 1912 No 51

Insurance Protection Tax Act 2001 No 40

Interest Reduction Act 1931 No 44

Intergovernmental Agreement Implementation (GST) Act 2000 No 44

Internal Audit Bureau Act 1992 No 20

Land Tax Act 1956 No 27

Land Tax Management Act 1956 No 26

NSW Grain Corporation Holdings Limited Act 1992 No 31

Pay-roll Tax Act 1971 No 22

Petroleum Products Subsidy Act 1997 No 112

Premium Property Tax Act 1998 No 79

Public Authorities (Financial Arrangements) Act 1987 No 33

Public Finance and Audit Act 1983 No 152 (except parts, Premier)

Public Loans Act 1902 No 81

Revenue Laws (Reciprocal Powers) Act 1987 No 86

Road Improvement (Special Funding) Act 1989 No 95

Secondary Mortgage Market (State Equity Participation) Act 1985 No 131

Snowy Hydro Corporatisation Act 1997 No 99

Stamp Duties Act 1920 No 47

State Bank (Corporatisation) Act 1989 No 195

State Bank of South Australia (Transfer of Undertaking) Act 1994 No 47

State Bank (Privatisation) Act 1994 No 73

Superannuation Administration Act 1996 No 39

Superannuation (Axiom Funds Management Corporation) Act 1996 No 40

Sydney Olympic Park Authority Act 2001 No 57

Sydney 2000 Games Administration Act 2000 No 81

Taxation Administration Act 1996 No 97

Totalizator Act 1997 No 45, section 70 and sections 72-79 (remainder, Minister for Gaming and Racing)

Totalizator Agency Board Privatisation Act 1997 No 43

Treasury Corporation Act 1983 No 75

Trustees Protection Act 1931 No 28

Unclaimed Money Act 1995 No 75

Wills, Probate and Administration Act 1898 No 13, section 61B (7) and (8) (remainder, Attorney General)

MINISTER FOR STATE DEVELOPMENT

Innovation Council Act 1996 No 77

New South Wales Investment Corporation (Sale) Act 1988 No 50

State Development and Industries Assistance Act 1966 No 10

Very Fast Train (Route Investigation) Act 1989 No 44

VICE-PRESIDENT OF THE EXECUTIVE COUNCIL

Nil

MINISTER FOR HEALTH

Ambulance Services Act 1990 No 16

Anatomy Act 1977 No 126

Centenary Institute of Cancer Medicine and Cell Biology Act 1985 No 192

Chiropractors Act 2001 No 15

Dental Practice Act 2001 No 64

Dental Technicians Registration Act 1975 No 40

Dentists Act 1989 No 139

Drug Misuse and Trafficking Act 1985 No 226, Part 2A (jointly with the Minister for Police, remainder, Attorney General)

Fluoridation of Public Water Supplies Act 1957 No 58

Food Act 1989 No 231

Garvan Institute of Medical Research Act 1984 No 106

Gladesville Mental Hospital Cemetery Act 1960 No 45

Health Administration Act 1982 No 135

Health Care Complaints Act 1993 No 105

Health Care Liability Act 2001 No 42

Health Professionals (Special Events Exemption) Act 1997 No 90

Health Records and Information Privacy Act 2002 No 71

Health Services Act 1997 No 154

Human Tissue Act 1983 No 164

Lunacy and Inebriates (Commonwealth Agreement Ratification) Act 1937 No 37

Lunacy (Norfolk Island) Agreement Ratification Act 1943 No 32

Medical Practice Act 1992 No 94

Mental Health Act 1990 No 9

New South Wales Cancer Council Act 1995 No 43

New South Wales Institute of Psychiatry Act 1964 No 44

Nurses Act 1991 No 9

Nursing Homes Act 1988 No 124

Optical Dispensers Act 1963 No 35

Optometrists Act 1930 No 20

Optometrists Act 2002 No 30

Osteopaths Act 2001 No 16

Pharmacy Act 1964 No 48

Physiotherapists Act 2001 No 67

Podiatrists Act 1989 No 23

Poisons and Therapeutic Goods Act 1966 No 31

Private Hospitals and Day Procedure Centres Act 1988 No 123

Psychologists Act 2001 No 69

Public Health Act 1991 No 10

Smoke Free Environment Act 2000 No 69

Sydney Hospital (Trust Property) Act 1984 No 133

Tuberculosis Act 1970 No 18

ATTORNEY GENERAL

Administration of Justice Act 1924 No 42

Administration (Validating) Act 1900 No 38

Administrative Decisions Tribunal Act 1997 No 76

Anglican Church of Australia (Bodies Corporate) Act 1938 No 15

Animals Act 1977 No 25

Anti-Discrimination Act 1977 No 48 (except part, Premier)

Antiochian Orthodox Church Property Trust Act 1993 No 20

Application of Laws (Coastal Sea) Act 1980 No 146

Arbitration (Civil Actions) Act 1983 No 43

Attachment of Wages Limitation Act 1957 No 28

Australian Mutual Provident Society Act 1988 No 47

Australian Mutual Provident Society (Demutualisation and Reconstruction) Act 1997 No 56

Bail Act 1978 No 161

Benevolent Society (Reconstitution) Act 1998 No 153

Births, Deaths and Marriages Registration Act 1995 No 62

Burns Philp Trustee Company Limited Act 1990 No 82

Charitable Trusts Act 1993 No 10

Children (Criminal Proceedings) Act 1987 No 55

Children (Protection and Parental Responsibility) Act 1997 No 78

Children's Court Act 1987 No 53

Choice of Law (Limitation Periods) Act 1993 No 94

Churches of Christ in New South Wales Incorporation Act 1947 No 2

Churches of Christ, Scientist, Incorporation Act 1962 No 21

Civil Liability Act 2002 No 22

Classification (Publications, Films and Computer Games) Enforcement Act 1995 No 63

Commercial Arbitration Act 1984 No 160

Common Carriers Act 1902 No 48

Commonwealth Bank (Interpretation) Act 1953 No 29

Commonwealth Places (Administration of Laws) Act 1970 No 80

Commonwealth Powers (Family Law - Children) Act 1986 No 182

Community Justice Centres Act 1983 No 127

Community Protection Act 1994 No 77

Companies (Acquisition of Shares) (Application of Laws) Act 1981 No 62

Companies (Acquisition of Shares) (New South Wales) Code

Companies (Administration) Act 1981 No 64

Companies and Securities (Interpretation and Miscellaneous Provisions) (Application of Laws) Act 1981 No 63

Companies and Securities (Interpretation and Miscellaneous Provisions) (New South Wales) Code

Companies (Application of Laws) Act 1981 No 122

Companies (New South Wales) Code

Compensation Court Act 1984 No 89

Compensation Court Repeal Act 2002 No 23

Compensation to Relatives Act 1897 No 31

Confiscation of Proceeds of Crime Act 1989 No 90

Constitutional Powers (Coastal Waters) Act 1979 No 138

Contractors Debts Act 1997 No 110

Co-operative Schemes (Administrative Actions) Act 2001 No 45

Coptic Orthodox Church (NSW) Property Trust Act 1990 No 67

Coroners Act 1980 No 27

Corporations (Administrative Actions) Act 2001 No 33

Corporations (Ancillary Provisions) Act 2001 No 32

Corporations (Commonwealth Powers) Act 2001 No 1

Corporations (New South Wales) Act 1990 No 83

Costs in Criminal Cases Act 1967 No 13

Council of Law Reporting Act 1969 No 59

Crimes Act 1900 No 40

Crimes at Sea Act 1998 No 173

Crimes (Forensic Procedures) Act 2000 No 59

Crimes (Local Courts Appeal and Review) Act 2001 No 120

Crimes Prevention Act 1916 No 80

Crimes (Sentencing Procedure) Act 1999 No 92

Criminal Appeal Act 1912 No 16

Criminal Procedure Act 1986 No 209

Criminal Records Act 1991 No 8

Crown Advocate Act 1979 No 59

Crown Proceedings Act 1988 No 70

Crown Prosecutors Act 1986 No 208

Damage by Aircraft Act 1952 No 46

Damages (Infants and Persons of Unsound Mind) Act 1929 No 25

Defamation Act 1974 No 18

Director of Public Prosecutions Act 1986 No 207

Discharged Servicemen's Badges Act 1964 No 49

Disorderly Houses Act 1943 No 6

District Court Act 1973 No 9

Domicile Act 1979 No 118

Dormant Funds Act 1942 No 25

Drug Court Act 1998 No 150

Drug Misuse and Trafficking Act 1985 No 226 (except part, Minister for Police, and Minister for Health)

Dust Diseases Tribunal Act 1989 No 63

Electronic Transactions Act 2000 No 8

Employees Liability Act 1991 No 4

Evidence Act 1995 No 25

Evidence (Audio and Audio Visual Links) Act 1998 No 105

Evidence (Children) Act 1997 No 143

Evidence (Consequential and Other Provisions) Act 1995 No 27, Schedule 2

Evidence on Commission Act 1995 No 26

Factors (Mercantile Agents) Act 1923 No 2

Family Provision Act 1982 No 160

Federal Courts (State Jurisdiction) Act 1999 No 22

Felons (Civil Proceedings) Act 1981 No 84

Financial Transaction Reports Act 1992 No 99

Fines Act 1996 No 99, Part 2, Division 1 and 2, section 120 (in so far as it relates to registrars of the courts and the Sheriff) and Section 123 (remainder, Treasurer)

Foreign Judgments Act 1973 No 39

Forfeiture Act 1995 No 65

Frustrated Contracts Act 1978 No 105

Futures Industry (Application of Laws) Act 1986 No 66

Futures Industry (New South Wales) Code

Greek Orthodox Archdiocese of Australia Consolidated Trust Act 1994 No 65

Habitual Criminals Act 1957 No 19

Holy Apostolic Catholic Assyrian Church of the East Property Trust Act 1992 No 10

Imperial Acts Application Act 1969 No 30

Inclosed Lands Protection Act 1901 No 33

Industrial Relations Act 1996 No 17, sections 147, 148 (except in relation to the appointment of Commissioners), 149, 150, 151, 152, 153, 154, 156(3), 157(3), 159(2), 164(2), 168, 180, 185(2)(d) and (e), 196, 197, 207, 208, 381, 382, 383, 407 (in relation to provisions administered by the Attorney General), Schedule 2 (in relation to provisions administered by the Attorney General), and Schedule 4 (in relation to provisions administered by the Attorney General), (remainder, Minister for Industrial Relations)

Inebriates Act 1912 No 24

Infants' Custody and Settlements Act 1899 No 39

Inheritance Act of 1901 No 19

Insurance Act 1902 No 49

Insurance (Application of Laws) Act 1986 No 13

Intoxicated Persons Act 1979 No 67

Judges' Pensions Act 1953 No 41

Judgment Creditors' Remedies Act 1901 No 8

Judicial Office (Papua New Guinea) Act 1979 No 177

Judicial Officers Act 1986 No 100

Jurisdiction of Courts (Cross-vesting) Act 1987 No 125

Jurisdiction of Courts (Foreign Land) Act 1989 No 190

Jury Act 1977 No 18

Justices Act 1902 No 27

Justices of the Peace Act 2002 No 27

Land and Environment Court Act 1979 No 204

Law and Justice Foundation Act 2000 No 97

Law Courts Limited Act 1977 No 10

Law Enforcement (Powers and Responsibilities) Act 2002 No 103

Law Reform Commission Act 1967 No 39

Law Reform (Law and Equity) Act 1972 No 28

Law Reform (Marital Consortium) Act 1984 No 38

Law Reform (Miscellaneous Provisions) Act 1944 No 28

Law Reform (Miscellaneous Provisions) Act 1946 No 33

Law Reform (Miscellaneous Provisions) Act 1965 No 32

Law Reform (Vicarious Liability) Act 1983 No 38

Legal Aid Commission Act 1979 No 78

Legal Profession Act 1987 No 109

Lie Detectors Act 1983 No 62

Limitation Act 1969 No 31

Liquor Act 1982 No 147, Part 2 (remainder, Minister for Gaming and Racing)

Listening Devices Act 1984 No 69

Local Courts Act 1982 No 164

Local Courts (Civil Claims) Act 1970 No 11

Lutheran Church of Australia (New South Wales District) Property Trust Act 1982 No 101

Maintenance, Champerty and Barratry Abolition Act 1993 No 88

Maintenance Orders (Facilities for Enforcement) Act 1923 No 4

Marketable Securities Act 1970 No 72

Married Persons (Equality of Status) Act 1996 No 96

Matrimonial Causes Act 1899 No 14

Mental Health (Criminal Procedure) Act 1990 No 10

Methodist Church of Samoa in Australia Property Trust Act 1998 No 96

Mining Act 1992 No 29, section 293 (remainder, Minister for Mineral Resources)

Minors (Property and Contracts) Act 1970 No 60

Moratorium Act 1932 No 57

Notice of Action and Other Privileges Abolition Act 1977 No 19

Oaths Act 1900 No 20

Parliamentary Papers (Supplementary Provisions) Act 1975 No 49

Partnership Act 1892 55 Vic. No 12

Piracy Punishment Act 1902 No 69

Police Powers (Drug Detection Dogs) Act 2001 No 115

Police Powers (Drug Premises) Act 2001 No 30

Police Powers (Internally Concealed Drugs) Act 2001 No 31

Police (Special Provisions) Act 1901 No 5 (except part, Minister for Police)

Presbyterian Church of Australia Act 1971 No 42

Pre-Trial Diversion of Offenders Act 1985 No 153

Printing and Newspapers Act 1973 No 46

Privacy and Personal Information Protection Act 1998 No 133

Professional Standards Act 1994 No 81

Property (Relationships) Act 1984 No 147

Protected Estates Act 1983 No 179

Public Defenders Act 1995 No 28

Public Notaries Act 1997 No 98

Public Trustee Act 1913 No 19

Recovery of Imposts Act 1963 No 21

Reorganised Church of Jesus Christ of Latter Day Saints Trust Property Act 1959 No 13

Restraints of Trade Act 1976 No 67

Roman Catholic Church Communities' Lands Act 1942 No 23

Roman Catholic Church Trust Property Act 1936 No 24

Royal Institute for Deaf and Blind Children Act 1998 No 6

Russian Orthodox Church (NSW) Property Trust Act 1991 No 91

Sale of Goods Act 1923 No 1

Sale of Goods (Vienna Convention) Act 1986 No 119

Scout Association of Australia (New South Wales Branch) Incorporation Act 1928 No 26

Sea-Carriage Documents Act 1997 No 92

Search Warrants Act 1985 No 37

Securities Industry (Application of Laws) Act 1981 No 61

Sheriff Act 1900 No 16

Solicitor General Act 1969 No 80

Standard Time Act 1987 No 149

Status of Children Act 1996 No 76

Stewards' Foundation of Christian Brethren Act 1989 No 172

Suitors' Fund Act 1951 No 3

Summary Offences Act 1988 No 25

Sunday (Service of Process) Act 1984 No 45

Supreme Court Act 1970 No 52

Telecommunications (Interception) (New South Wales) Act 1987 No 290

Terrorism (Commonwealth Powers) Act 2002 No 114

Terrorism (Police Powers) Act 2002 No 115

Testator's Family Maintenance and Guardianship of Infants Act 1916 No 41

Trustee Act 1925 No 14

Trustee Companies Act 1964 No 6

Trustees Delegation of Powers Act 1915 No 31

Unauthorised Documents Act 1922 No 6

Uncollected Goods Act 1995 No 68

Uniting Church in Australia Act 1977 No 47

Victims Rights Act 1996 No 114

Victims Support and Rehabilitation Act 1996 No 115

Voluntary Workers (Soldiers' Holdings) Amendment Act 1974 No 27, sections 4 to 9 (remainder, Minister for Land and Water Conservation)

Westpac Banking Corporation (Transfer of Incorporation) Act 2000 No 71

Wills, Probate and Administration Act 1898 No 13 (except parts, Treasurer)

Witnesses Examination Act 1900 No 34

Workplace Video Surveillance Act 1998 No 52

Young Offenders Act 1997 No 54 (except parts, Minister for Juvenile Justice)

MINISTER FOR THE ENVIRONMENT

Contaminated Land Management Act 1997 No 140

Crown Lands Act 1989 No 6, so far as it relates to the Crown Reserve known as Parramatta Park, reserve number D500239, and the Crown Reserve known as Jenolan Caves Reserves, reserve number 190075 for preservation of caves, preservation of fauna, preservation of native flora and public recreation and the land dedicated for the public purpose of accommodation house D590137, in the Parishes of Jenolan, Bombah and Bouverie, Counties of Westmoreland and Georgiana, (remainder, Minister for Land and Water Conservation, and Minister for Sport and Recreation)

Environmental Trust Act 1998 No 82

Environmentally Hazardous Chemicals Act 1985 No 14

Forestry Restructuring and Nature Conservation Act 1995 No 50

Forestry Revocation and National Park Reservation Act 1996 No 131

Forestry Revocation and National Parks Reservation Act 1983 No 37, section 5 and Schedules 1, 2 and clauses 2 to 5 of Schedule 4 (remainder, Minister for Forestry)

Forestry Revocation and National Parks Reservation Act 1984 No 85, sections 4, 5 and Schedules 1, 2, 3 and 4 and clauses 2 to 6 of Schedule 5 (remainder, Minister for Forestry)

Lane Cove National Park (Sugarloaf Point Additions) Act 1996 No 71

Lord Howe Island Act 1953 No 39

Lord Howe Island Aerodrome Act 1974 No 25

Marine Parks Act 1997 No 64 (jointly with the Minister for Fisheries)

National Environment Protection Council (New South Wales) Act 1995 No 4

National Park Estate (Reservations) Act 2002 No 137

National Parks and Wildlife Act 1974 No 80 (except in so far as it relates to part of Burrinjuck State Recreation Area, Minister for Land and Water Conservation)

National Parks and Wildlife (Adjustment of Areas) Act 2001 No 49

Nature Conservation Trust Act 2001 No 10

Ozone Protection Act 1989 No 208

Parramatta Park Trust Act 2001 No 17

Pesticides Act 1999 No 80

Protection of the Environment Administration Act 1991 No 60

Protection of the Environment Operations Act 1997 No 156

Radiation Control Act 1990 No 13

Recreation Vehicles Act 1983 No 136 (except parts, Minister for Roads)

Road and Rail Transport (Dangerous Goods) Act 1997 No 113, so far as it relates to the on-road and on-rail transport of dangerous goods by road or rail (remainder, Minister for Industrial Relations)

Roads Act 1993 No 33, so far as it relates to Lord Howe Island (remainder, Minister for Roads, Minister for Land and Water Conservation, and Minister for Local Government)

Royal Botanic Gardens and Domain Trust Act 1980 No 19

Sydney Water Catchment Management Act 1998 No 171

Threatened Species Conservation Act 1995 No 101

Unhealthy Building Land Act 1990 No 122

Waste Avoidance and Resource Recovery Act 2001 No 58

Waste Recycling and Processing Corporation Act 2001 No 59

Wilderness Act 1987 No 196

Zoological Parks Board Act 1973 No 34

MINISTER FOR EMERGENCY SERVICES

Fire Brigades Act 1989 No 192

Fire Services Joint Standing Committee Act 1998 No 18

Rural Fires Act 1997 No 65

State Emergency and Rescue Management Act 1989 No 165

State Emergency Service Act 1989 No 164

MINISTER ASSISTING THE PREMIER ON THE ARTS

Nil

SPECIAL MINISTER OF STATE

Coal and Oil Shale Mine Workers (Superannuation) Act 1941 No 45

First State Superannuation Act 1992 No 100

Hunter District Water Board Employees' Provident Fund (Special Provisions) Act 1987 No 213

Local Government and Other Authorities (Superannuation) Act 1927 No 35

Motor Accidents Act 1988 No 102

Motor Accidents Compensation Act 1999 No 41

Motor Vehicles (Third Party Insurance) Act 1942 No 15

New South Wales Retirement Benefits Act 1972 No 70

Occupational Health and Safety Act 2000 No 40 (except parts, Minister for Mineral Resources)

Parliamentary Contributory Superannuation Act 1971 No 53

Police Association Employees (Superannuation) Act 1969 No 33

Police Regulation (Superannuation) Act 1906 No 28

Public Authorities Superannuation Act 1985 No 41

State Authorities Non-contributory Superannuation Act 1987 No 212

State Authorities Superannuation Act 1987 No 211

State Public Service Superannuation Act 1985 No 45

Superannuation Act 1916 No 28

Superannuation Administration Authority Corporatisation Act 1999 No 5

Transport Employees Retirement Benefits Act 1967 No 96

Workers Compensation Act 1987 No 70

Workers' Compensation (Brucellosis) Act 1979 No 116

Workers Compensation (Bush Fire, Emergency and Rescue Services) Act 1987 No 83

Workers' Compensation (Dust Diseases) Act 1942 No 14

Workmen's Compensation (Lead Poisoning-Broken Hill) Act 1922 No 31

Workplace Injury Management and Workers Compensation Act 1998 No 86

MINISTER FOR INDUSTRIAL RELATIONS

Annual Holidays Act 1944 No 31

Associated General Contractors Insurance Company Limited Act 1980 No 38

Banks and Bank Holidays Act 1912 No 43 (except part, Treasurer)

Bishopsgate Insurance Australia Limited Act 1983 No 81

Broken Hill Trades Hall Site Act of 1898 No 31

Broken Hill Trades Hall Site Extension Act 1915 No 42

Builders Labourers Federation (Special Provisions) Act 1986 No 17

Building and Construction Industry Long Service Payments Act 1986 No 19

Coal Industry Act 2001 No 107

Coal Industry (Industrial Matters) Act 1946 No 44

Dangerous Goods Act 1975 No 68

Employment Protection Act 1982 No 122

Entertainment Industry Act 1989 No 230

Essential Services Act 1988 No 41 (except parts, Premier)

Funeral Services Industry (Days of Operation) Repeal Act 2000 No 14

Government and Related Employees Appeal Tribunal Act 1980 No 39

Industrial Arbitration (Special Provisions) Act 1984 No 121

Industrial Relations Act 1996 No 17 (except parts, Attorney General)

Industrial Relations (Ethical Clothing Trades) Act 2001 No 128

Long Service Leave Act 1955 No 38

Long Service Leave (Metalliferous Mining Industry) Act 1963 No 48

Road and Rail Transport (Dangerous Goods) Act 1997 No 113 (except parts, Minister for the Environment)

Rural Workers Accommodation Act 1969 No 34

Shops and Industries Act 1962 No 43

Sporting Injuries Insurance Act 1978 No 141

The Standard Insurance Company Limited and Certain Other Insurance Companies Act 1963
No 18

Transport Appeal Boards Act 1980 No 104

ASSISTANT TREASURER

Nil

MINISTER ASSISTING THE PREMIER ON PUBLIC SECTOR MANAGEMENT

Nil

MINISTER ASSISTING THE PREMIER FOR THE CENTRAL COAST

Nil

MINISTER FOR TRANSPORT

Air Navigation Act 1938 No 9

Air Transport Act 1964 No 36

Border Railways (Grain Elevators) Amendment Act 1957 No 9

Broken Hill to South Australian Border Railway Agreement Act 1968 No 59

Civil Aviation (Carriers' Liability) Act 1967 No 64

Commercial Vessels Act 1979 No 41

Glenreagh to Dorrigo Railway (Closure) Act 1993 No 65

Marine (Boating Safety-Alcohol and Drugs) Act 1991 No 80

Marine Pilotage Licensing Act 1971 No 56

Marine Pollution Act 1987 No 299

Marine Safety Act 1998 No 121

Marine Safety Legislation (Lakes Hume and Mulwala) Act 2001 No 78

Maritime Services Act 1935 No 47

National Rail Corporation (Agreement) Act 1991 No 82

Navigation Act 1901 No 60

Parking Space Levy Act 1992 No 32

Passenger Transport Act 1990 No 39

Ports Corporatisation and Waterways Management Act 1995 No 13

Rail Safety Act 1993 No 50

Rail Safety Act 2002 No 96

Railway Construction (East Hills to Campbelltown) Act 1983 No 111

Railway Construction (Maldon to Port Kembla) Act 1983 No 112

Tow Truck Industry Act 1998 No 111

Transport Administration Act 1988 No 109 (jointly with Minister for Roads)

MINISTER FOR ROADS

Campbelltown Presbyterian Cemetery Act 1984 No 19

Driving Instructors Act 1992 No 3

Motor Vehicles Taxation Act 1988 No 111

Recreation Vehicles Act 1983 No 136, Parts 4 and 6 (remainder, Minister for the Environment)

Road Transport (Driver Licensing) Act 1998 No 99

Road Transport (General) Act 1999 No 18

Road Transport (Heavy Vehicles Registration Charges) Act 1995 No 72

Road Transport (Safety and Traffic Management) Act 1999 No 20

Road Transport (Vehicle Registration) Act 1997 No 119

Roads Act 1993 No 33 (except parts, Minister for the Environment, Minister for Land and Water Conservation, and Minister for Local Government)

Sydney Harbour Tunnel (Private Joint Venture) Act 1987 No 49

Transport Administration Act 1988 No 109 (jointly with Minister for Transport)

MINISTER FOR LAND AND WATER CONSERVATION

Australian Lubricating Oil Refinery Limited Agreement Ratification Act 1962 No 16

Australian Oil Refining Limited Agreement Ratification Act 1954 No 34

Australian Oil Refining Pty. Limited Agreement Ratification (Amendment) Act 1961 No 35

Botany Cemetery and Crematorium Act 1972 No 6

Broken Hill Proprietary Company Limited (Reclamation and Exchange) Agreement Ratification Act 1950 No 11

Broken Hill Proprietary Company Limited (Steelworks) Agreement Ratification Act 1950 No 12

Camperdown Cemetery Act 1948 No 14

Catchment Management Act 1989 No 235

Chipping Norton Lake Authority Act 1977 No 38

Christ Church Cathedral, Newcastle, Cemetery Act 1966 No 20

Coastal Protection Act 1979 No 13 (except part, Minister for Planning)

Commons Management Act 1989 No 13

Conversion of Cemeteries Act 1974 No 17

Crown Lands Act 1989 No 6 (except parts, Minister for the Environment, and Minister for Sport and Recreation)

Crown Lands (Continued Tenures) Act 1989 No 7

Crown Lands (Validation of Revocations) Act 1983 No 55

Dams Safety Act 1978 No 96

Farm Water Supplies Act 1946 No 22

Googong Dam Catchment Area Act 1975 No 4

Gore Hill Memorial Cemetery Act 1986 No 116

Gosford Cemeteries Act 1970 No 84

Hay Irrigation Act 1902 No 57

Hunter Water Act 1991 No 53, Part 5, Division 8, (remainder, Minister for Energy)

Irrigation Areas (Reduction of Rents) Act 1974 No 83

Lake Illawarra Authority Act 1987 No 285

Land Agents Act 1927 No 3

Luna Park Site Act 1990 No 59

Menindee Lakes Storage Agreement Act 1964 No 4

Mudgee Cemeteries Act 1963 No 2

Murray-Darling Basin Act 1992 No 65

Murrumbidgee Irrigation Areas Occupiers Relief Act 1934 No 52

National Parks and Wildlife Act 1974 No 80, in so far as it relates to part of Burrinjuck State Recreation Area (remainder, Minister for the Environment)

Native Title (New South Wales) Act 1994 No 45

Native Vegetation Conservation Act 1997 No 133

Necropolis Act 1901 (1902 No 20)

New South Wales - Queensland Border Rivers Act 1947 No 10

Old Balmain (Leichhardt) Cemetery Act 1941 No 12

Old Liverpool Cemetery Act 1970 No 49

Old Roman Catholic Cemetery, Crown Street, Wollongong, Act 1969 No 56

Old Wallsend Cemetery Act 1953 No 5

Parramatta Methodist Cemetery Act 1961 No 44

Parramatta Park (Old Government House) Act 1967 No 33

Plantations and Reafforestation Act 1999 No 97

Public Reserves Management Fund Act 1987 No 179

Public Works Act 1912 No 45, section 34 (3) and (4) (remainder, Minister for Public Works and Services)

Queanbeyan Showground (Variation of Purposes) Act 1995 No 14

Rivers and Foreshores Improvement Act 1948 No 20

Roads Act 1993 No 33, Parts 2, 4 and 12 (section 178 (2) excepted) and section 148; and the remaining provisions of the Act so far as they relate to Crown roads (remainder, Minister for the Environment, Minister for Roads, and Minister for Local Government)

St. Andrew's Church of England, Mayfield, Cemetery Act 1957 No 39

St. Andrew's Presbyterian Church, Woonona, Cemetery Act 1966 No 6

St. Anne's Church of England, Ryde, Act 1968 No 47

St. George's Church of England, Hurstville, Cemetery Act 1961 No 63

St. Peter's Church of England, Cook's River, Cemetery Act 1968 No 48

St. Thomas' Church of England, North Sydney, Cemetery Act 1967 No 22

Soil Conservation Act 1938 No 10

Trustees of Schools of Arts Enabling Act 1902 No 68

Tweed River Entrance Sand Bypassing Act 1995 No 55

Voluntary Workers (Soldiers' Holdings) Act 1917 No 25

Voluntary Workers (Soldiers' Holdings) Amendment Act 1974 No 27 (except parts, Attorney General)

Wagga Wagga Racecourse Act 1993 No 109, sections 4 and 5 (remainder, Minister for Gaming and Racing)

Water Act 1912 No 44

Water Management Act 2000 No 92

Wentworth Irrigation Act 1890 54 Vic. No 7

Western Lands Act 1901 No 70

Wild Dog Destruction Act 1921 No 17

MINISTER FOR FAIR TRADING

Associations Incorporation Act 1984 No 143

Business Names Act 1962 No 11

Business Names Act 2002 No 97

Community Land Management Act 1989 No 202

Consumer Claims Act 1998 No 162

Consumer Credit Administration Act 1995 No 69

Consumer Credit (New South Wales) Act 1995 No 7

Consumer, Trader and Tenancy Tribunal Act 2001 No 82

Contracts Review Act 1980 No 16

Conveyancers Licensing Act 1995 No 57

Co-operative Housing and Starr-Bowkett Societies Act 1998 No 11

Co-operatives Act 1992 No 18

Credit Act 1984 No 94

Credit (Finance Brokers) Act 1984 No 96

Credit (Home Finance Contracts) Act 1984 No 97

Door-to-Door Sales Act 1967 No 36

Electricity Safety Act 1945 (1946 No 13) so far as it relates to electrical articles and electrical installations (jointly with Minister for Energy)

Employment Agents Act 1996 No 18

Fair Trading Act 1987 No 68

Fitness Services (Pre-paid Fees) Act 2000 No 95

Funeral Funds Act 1979 No 106

Gas Supply Act 1996 No 38, section 83A (remainder, Minister for Energy)

Holiday Parks (Long-term Casual Occupation) Act 2002 No 88

Home Building Act 1989 No 147

HomeFund Commissioner Act 1993 No 9

HomeFund Restructuring Act 1993 No 112, sections 14, 15, 16 and Schedule 2 (remainder, Minister for Housing)

Landlord and Tenant Act 1899 No 18

Landlord and Tenant (Amendment) Act 1948 No 25

Landlord and Tenant (Rental Bonds) Act 1977 No 44

Mock Auctions Act 1973 No 17

Motor Dealers Act 1974 No 52

Motor Vehicle Repairs Act 1980 No 71

Pawnbrokers and Second-hand Dealers Act 1996 No 13

Price Exploitation Code (New South Wales) Act 1999 No 55

Prices Regulation Act 1948 No 26

Property, Stock and Business Agents Act 1941 No 28

Property, Stock and Business Agents Act 2002 No 66

Registration of Interests in Goods Act 1986 No 37

Residential Parks Act 1998 No 142

Residential Tenancies Act 1987 No 26

Retirement Villages Act 1999 No 81

Strata Schemes Management Act 1996 No 138

Trade Measurement Act 1989 No 233

Trade Measurement Administration Act 1989 No 234

Travel Agents Act 1986 No 5

Valuers Registration Act 1975 No 92

Warehousemen's Liens Act 1935 No 19

MINISTER FOR INFORMATION TECHNOLOGY

Access to Neighbouring Land Act 2000 No 2

Bills of Sale Act 1898 No 10

Community Land Development Act 1989 No 201

Conveyancing Act 1919 No 6

Conveyancing and Law of Property Act 1898 No 17

Encroachment of Buildings Act 1922 No 23

Geographical Names Act 1966 No 13

Government Telecommunications Act 1991 No 77

Land Sales Act 1964 No 12

Liens on Crops and Wool and Stock Mortgages Act 1898 No 7

Perpetuities Act 1984 No 43

Real Property Act 1900 No 25

Real Property (Legal Proceedings) Act 1970 No 92

Registrar-General Act 1973 No 67

Strata Schemes (Freehold Development) Act 1973 No 68

Strata Schemes (Leasehold Development) Act 1986 No 219

Survey Co-ordination Act 1949 No 27

Survey (Geocentric Datum of Australia) Act 1999 No 30

Survey Marks Act 1902 No 56

Surveying Act 2002 No 83

Surveyors Act 1929 No 3

Transfer of Records Act 1923 No 14

Valuation of Land Act 1916 No 2

Year 2000 Information Disclosure Act 1999 No 23

MINISTER FOR ENERGY

Aberdare County Council (Dissolution) Act 1982 No 74

AGL Corporate Conversion Act 2002 No 16

Eastern Gas Pipeline (Special Provisions) Act 1996 No 126

Electricity (Pacific Power) Act 1950 No 22

Electricity Safety Act 1945 (1946 No 13) (except part jointly with Minister for Fair Trading)

Electricity Supply Act 1995 No 94

Energy Administration Act 1987 No 103

Eraring Power Station Act 1981 No 107

Gas Industry Restructuring Act 1986 No 213

Gas Pipelines Access (New South Wales) Act 1998 No 41

Gas Supply Act 1996 No 38 (except parts, Minister for Fair Trading)

Gosford-Wyong Electricity Supply (Special Provisions) Act 1985 No 182

Hunter Water Act 1991 No 53 (except parts, Minister for Land and Water Conservation)

National Electricity (New South Wales) Act 1997 No 20

Northern Rivers County Council (Undertaking Acquisition) Act 1981 No 95

Pipelines Act 1967 No 90

Sustainable Energy Development Act 1995 No 96

Sydney Water Act 1994 No 88

MINISTER FOR FORESTRY

Forestry Act 1916 No 55

Forestry Revocation and National Parks Reservation Act 1983 No 37 (except parts, Minister for the Environment)

Forestry Revocation and National Parks Reservation Act 1984 No 85 (except parts, Minister for the Environment)

Forestry (State Forest Revocation) Act 1978 No 98

Softwood Forestry Agreement Act 1968 No 20

Softwood Forestry Agreement Ratification Act 1980 No 90

Softwood Forestry (Further Agreement) Act 1973 No 7

Timber Marketing Act 1977 No 72

MINISTER FOR WESTERN SYDNEY

Nil

MINISTER FOR EDUCATION AND TRAINING

Apprenticeship and Traineeship Act 2001 No 80

Australian Catholic University Act 1990 No 110

Australian William E. Simon University Act 1988 No 89

Board of Adult and Community Education Act 1990 No 119

Board of Vocational Education and Training Act 1994 No 33

Charles Sturt University Act 1989 No 76

Education Act 1990 No 8

Education (School Administrative and Support Staff) Act 1987 No 240

Higher Education Act 2001 No 102

Higher Education (Amalgamation) Act 1989 No 65

Macquarie University Act 1989 No 126

Moree and District War Memorial Educational Centre Act 1962 No 15

Parents and Citizens Associations Incorporation Act 1976 No 50

Saint Andrew's College Act 1998 No 15

Sancta Sophia College Incorporation Act 1929 No 45

School Forest Areas Act 1936 No 20

Southern Cross University Act 1993 No 69

Teacher Housing Authority Act 1975 No 27

Teachers' College Act 1912 No 47

Teaching Services Act 1980 No 23

Technical and Further Education Commission Act 1990 No 118

Technical Education Trust Funds Act 1967 No 95

University of New England Act 1993 No 68

University of New South Wales Act 1989 No 125

University of New South Wales (St George Campus) Act 1999 No 45

University of Newcastle Act 1989 No 68

University of Sydney Act 1989 No 124

University of Technology, Sydney, Act 1989 No 69

University of Western Sydney Act 1997 No 116

University of Wollongong Act 1989 No 127

Vocational Education and Training Accreditation Act 1990 No 120

West Scholarships Act 1930 No 19

Women's College Act 1902 No 71

MINISTER FOR AGRICULTURE

Agricultural and Veterinary Chemicals (New South Wales) Act 1994 No 53

Agricultural Industry Services Act 1998 No 45

Agricultural Livestock (Disease Control Funding) Act 1998 No 139

Agricultural Scientific Collections Trust Act 1983 No 148

Agricultural Tenancies Act 1990 No 64

Animal Research Act 1985 No 123

Apiaries Act 1985 No 16

Banana Industry Act 1987 No 66

Biological Control Act 1985 No 199

C.B. Alexander Foundation Incorporation Act 1969 No 61

Dairy Adjustment Programme Agreement Ratification Act 1975 No 31

Dairy Adjustment Programme Agreement Ratification Act 1977 No 98

Dairy Industry Act 2000 No 54

Dried Fruits (Repeal) Act 1997 No 124

Exhibited Animals Protection Act 1986 No 123

Exotic Diseases of Animals Act 1991 No 73

Farm Debt Mediation Act 1994 No 91

Farm Produce Act 1983 No 30

Farrer Memorial Research Scholarship Fund Act 1930 No 38

Fertilisers Act 1985 No 5

Food Production (Safety) Act 1998 No 128

Game and Feral Animal Control Act 2002 No 64

Grain Marketing Act 1991 No 15

Marginal Dairy Farms Reconstruction Scheme Agreement Ratification Act 1971 No 72

Marketing of Primary Products Act 1983 No 176

Meat Industry Act 1978 No 54

Murray Valley Citrus Marketing Act 1989 No 155

Non-Indigenous Animals Act 1987 No 166

Noxious Weeds Act 1993 No 11

Plant Diseases Act 1924 No 38

Poultry Meat Industry Act 1986 No 101

Prevention of Cruelty to Animals Act 1979 No 200

Rural Adjustment Scheme Agreement Act 1993 No 107

Rural Assistance Act 1989 No 97

Rural Lands Protection Act 1998 No 143

Seeds Act 1982 No 14

States and Northern Territory Grants (Rural Adjustment) Agreement Ratification Act 1985 No 113

States and Northern Territory Grants (Rural Adjustment) Agreement Ratification Act 1989 No 168

States Grants (Rural Adjustment) Agreement Ratification Act 1977 No 104

States Grants (Rural Reconstruction) Agreement Ratification Act 1971 No 37

Stock (Artificial Breeding) Act 1985 No 196

Stock (Chemical Residues) Act 1975 No 26

Stock Diseases Act 1923 No 34

Stock Foods Act 1940 No 19

Stock Medicines Act 1989 No 182

Swine Compensation Act 1928 No 36

Sydney Market Authority (Dissolution) Act 1997 No 62

Veterinary Surgeons Act 1986 No 55

MINISTER FOR CORRECTIVE SERVICES

Crimes (Administration of Sentences) Act 1999 No 93

International Transfer of Prisoners (New South Wales) Act 1997 No 144

Parole Orders (Transfer) Act 1983 No 190

Prisoners (Interstate Transfer) Act 1982 No 104

MINISTER FOR LOCAL GOVERNMENT

Carlingford Drainage Improvement (Land Exchange) Act 1992 No 68

City of Sydney Act 1988 No 48

Collarenebri Water Supply Act 1968 No 18

Companion Animals Act 1998 No 87

Country Towns Water Supply and Sewerage (Debts) Act 1937 No 32

Dividing Fences Act 1991 No 72

Glen Davis Act 1939 No 38 (except part, Minister for Public Works and Services)

Grafton Water Supply Act 1956 No 33

Impounding Act 1993 No 31

Local Government Act 1993 No 30

Local Government Areas Amalgamation Act 1980 No 110

Local Government Associations Incorporation Act 1974 No 20

Local Government (City of Sydney Boundaries) Act 1967 No 48

Newcastle (Miscellaneous Lands) Act 1979 No 140

Newcastle National Park Enabling Act 1924 No 49

Queen Victoria Building Site Act 1952 No 30

Roads Act 1993 No 33, section 178 (2); Division 2 of Part 3 (so far as it relates to the widening of a public road for which a council is the roads authority); section 175 (so far as it relates to the power to enter land along or near a public road for which a council is the roads authority); and section 252 (so far as it relates to the functions of the Minister for Local Government under the Act) (remainder, Minister for the Environment, Minister for Roads, and Minister for Land and Water Conservation)

Swimming Pools Act 1992 No 49

Walgett Water Supply Act 1959 No 17

MINISTER FOR REGIONAL DEVELOPMENT

Albury-Wodonga Development Repeal Act 2000 No 18

Albury-Wodonga Development Act 1974 No 47

Country Industries (Pay-roll Tax Rebates) Act 1977 No 79

MINISTER FOR RURAL AFFAIRS

Nil

MINISTER FOR GAMING AND RACING

Australian Jockey Club Act 1873

Casino Control Act 1992 No 15

Charitable Fundraising Act 1991 No 69

Gambling (Two-up) Act 1998 No 115

Gaming Machine Tax Act 2001 No 72

Gaming Machines Act 2001 No 127

Greyhound Racing Act 2002 No 38

Greyhound Racing Authority Act 1985 No 119

Harness Racing Act 2002 No 39

Harness Racing New South Wales Act 1977 No 57

Hawkesbury Racecourse Act 1996 No 74

Innkeepers Act 1968 No 24

Liquor Act 1982 No 147 (except part, Attorney General)

Liquor (Repeals and Savings) Act 1982 No 148

Lotteries and Art Unions Act 1901 No 34

New South Wales Lotteries Corporatisation Act 1996 No 85

Public Lotteries Act 1996 No 86

Racing Administration Act 1998 No 114

Racing Appeals Tribunal Act 1983 No 199

Registered Clubs Act 1976 No 31

Sydney Turf Club Act 1943 No 22

Thoroughbred Racing Board Act 1996 No 37

Totalizator Act 1997 No 45 (except sections, Treasurer)

Unlawful Gambling Act 1998 No 113

Wagga Wagga Racecourse Act 1993 No 109 (except sections, Minister for Land and Water Conservation)

MINISTER ASSISTING THE PREMIER ON HUNTER DEVELOPMENT

Nil

MINISTER FOR PUBLIC WORKS AND SERVICES

Architects Act 1921 No 8

Bennelong Point (Parking Station) Act 1985 No 189

Border Railways Act 1922 No 16

Building and Construction Industry Security of Payment Act 1999 No 46

Glen Davis Act 1939 No 38, Part 4 (remainder, Minister for Local Government)

Land Acquisition (Charitable Institutions) Act 1946 No 55

Land Acquisition (Just Terms Compensation) Act 1991 No 22

Public Sector Employment and Management Act 2002 No 43, Chapter 7 (remainder, Premier)

Public Works Act 1912 No 45 (except parts, Minister for Land and Water Conservation)

State Brickworks Act 1946 No 16

MINISTER FOR SPORT AND RECREATION

Boxing and Wrestling Control Act 1986 No 11

Crown Lands Act 1989 No 6, so far as it relates to the Crown Reserve known as Wollongong Sportsground, reserve number D580096 for public recreation and tourist purposes, in the Parish of Wollongong, County of Camden, the Crown Reserve known as Newcastle International Sports Centre, reserve number D84753 for public recreation, in the Parish of Newcastle, County of Northumberland, and the Crown Reserve known as Newcastle Showground, reserve number D570083 for showground, in the Parish of Newcastle, County of Northumberland, (remainder, Minister for the Environment, and Minister for Land and Water Conservation)

Institute of Sport Act 1995 No 52

Motor Vehicle Sports (Public Safety) Act 1985 No 24

Mount Panorama Motor Racing Act 1989 No 108

Newcastle Agricultural, Horticultural, and Industrial Association Act of 1905

Newcastle International Sports Centre Act 1967 No 63

Parramatta Stadium Trust Act 1988 No 86

Sporting Bodies' Loans Guarantee Act 1977 No 3

Sporting Venues Management Act 2002 No 56

Sports Drug Testing Act 1995 No 45

State Sports Centre Trust Act 1984 No 68

Sydney Cricket and Sports Ground Act 1978 No 72

Wollongong Sportsground Act 1986 No 174

MINISTER ASSISTING THE PREMIER ON CITIZENSHIP

Nil

MINISTER FOR SMALL BUSINESS

Retail Leases Act 1994 No 46

Small Business Development Corporation Act 1984 No 119

Small Businesses' Loans Guarantee Act 1977 No 34

MINISTER FOR TOURISM

Tourism New South Wales Act 1984 No 46

MINISTER FOR WOMEN

Nil

MINISTER FOR MINERAL RESOURCES

Coal Acquisition Act 1981 No 109

Coal Mine Health and Safety Act 2002 No 129

Coal Mines Regulation Act 1982 No 67

Coal Ownership (Restitution) Act 1990 No 19

Mine Subsidence Compensation Act 1961 No 22

Mines Inspection Act 1901 No 75

Mining Act 1992 No 29 (except part, Attorney General)

Occupational Health and Safety Act 2000 No 40, so far as it relates to mines within the meaning of the Mines Inspection Act 1901 and the Coal Mines Regulation Act 1982 (remainder, Special Minister of State)

Offshore Minerals Act 1999 No 42

Petroleum (Onshore) Act 1991 No 84

Petroleum (Submerged Lands) Act 1982 No 23

Uranium Mining and Nuclear Facilities (Prohibitions) Act 1986 No 194

MINISTER FOR FISHERIES

Fish Marketing Act 1994 No 37

Fisheries Act 1935 No 58

Fisheries Management Act 1994 No 38

Marine Parks Act 1997 No 64 (jointly with the Minister for the Environment)

MINISTER FOR COMMUNITY SERVICES

Adoption Act 2000 No 75

Adoption Information Act 1990 No 63

Adoption of Children Act 1965 No 23

Child Welfare (Commonwealth Agreement Ratification) Act 1941 No 11

Child Welfare (Commonwealth Agreement Ratification) Act 1962 No 28

Children and Young Persons (Care and Protection) Act 1998 No 157

Children (Care and Protection) Act 1987 No 54

Community Services (Complaints, Reviews and Monitoring) Act 1993 No 2 (jointly with the Minister for Ageing, and the Minister for Disability Services)

Community Welfare Act 1987 No 52 (jointly with the Minister for Disability Services)

MINISTER FOR AGEING

Community Services (Complaints, Reviews and Monitoring) Act 1993 No 2 (jointly with the Minister for Community Services, and the Minister for Disability Services)

Home Care Service Act 1988 No 6 (jointly with the Minister for Disability Services)

MINISTER FOR DISABILITY SERVICES

Community Services (Complaints, Reviews and Monitoring) Act 1993 No 2 (jointly with the Minister for Community Services, and the Minister for Ageing)

Community Welfare Act 1987 No 52 (jointly with the Minister for Community Services)

Disability Services Act 1993 No 3

Guardianship Act 1987 No 257

Home Care Service Act 1988 No 6 (jointly with the Minister for Ageing)

Youth and Community Services Act 1973 No 90

MINISTER FOR JUVENILE JUSTICE

Children (Community Service Orders) Act 1987 No 56

Children (Detention Centres) Act 1987 No 57

Children (Interstate Transfer of Offenders) Act 1988 No 85

Young Offenders Act 1997 No 54, sections 49, 60 and 61, and Schedule 1 (remainder, Attorney General)

MINISTER ASSISTING THE PREMIER ON YOUTH

Nil

MINISTER FOR POLICE

Child Protection (Offenders Registration) Act 2000 No 42

Commercial Agents and Private Inquiry Agents Act 1963 No 4

Criminal Assets Recovery Act 1990 No 23

Drug Misuse and Trafficking Act 1985 No 226, Part 2A (jointly with the Minister for Health, remainder Attorney General)

Federation of New South Wales Police-Citizens Youth Clubs (Reconstitution) Act 1989 No 163

Firearms Act 1996 No 46

Law Enforcement and National Security (Assumed Identities) Act 1998 No 154

Law Enforcement (Controlled Operations) Act 1997 No 136

National Crime Authority (State Provisions) Act 1984 No 157

New South Wales Crime Commission Act 1985 No 117

Police Department (Transit Police) Act 1989 No 58

Police Integrity Commission Act 1996 No 28

Police Powers (Vehicles) Act 1998 No 166

Police Act 1990 No 47

Police (Special Provisions) Act 1901 No 5, Part 4 (remainder, Attorney General)

Road Obstructions (Special Provisions) Act 1979 No 9

Security Industry Act 1997 No 157

Weapons Prohibition Act 1998 No 127

Witness Protection Act 1995 No 87

Wool, Hide and Skin Dealers Act 1935 No 40

Proclamations



Proclamation

under the

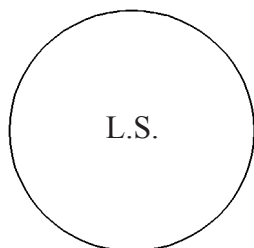
Cemeteries Legislation Amendment (Unused Burial Rights) Act
2001 No 122

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 *Cemeteries Legislation Amendment (Unused Burial Rights) Act 2001*, do, by this my Proclamation, appoint 1 February 2003 as the day on which that Act commences.

Signed and sealed at Sydney, this 15th day of January 2003.

By Her Excellency's Command,



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

GOD SAVE THE QUEEN!



Proclamation

under the

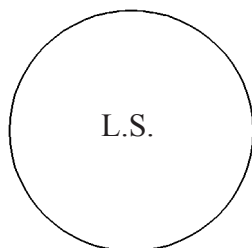
Fisheries Management Act 1994

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 42 of the *Fisheries Management Act 1994*, do, by this my Proclamation, amend Schedule 1 (Share management fisheries) to that Act, with effect on 17 January 2003, as set out in Appendix 1 to this Proclamation.

Signed and sealed at Sydney, this 15th day of January 2003.

By Her Excellency's Command,



The Hon EDWARD OBEID, M.L.C.,
Minister for Fisheries

GOD SAVE THE QUEEN!

Explanatory note

Schedule 1 to the *Fisheries Management Act 1994* specifies share management fisheries for the purposes of that Act. The object of this Proclamation is to amend that Schedule by omitting the description of the ocean hauling fishery in clause 9 and by reinstating an amended description of that share management fishery. The effect of these amendments is to exclude the waters of Botany Bay from the description of the ocean hauling fishery.

Proclamation

Appendix 1 Amendment of Part 2 of Schedule 1 (Share management fisheries) to the Act

Appendix 1 Amendment of Part 2 of Schedule 1 (Share management fisheries) to the Act

Clause 9 Ocean hauling fishery

Omit the description of the fishery under the heading “**Description of fishery**”.

Insert instead:

- (1) The ocean hauling fishery consists of the use of a hauling net or purse seine net to take fish from any of the following waters:
 - (a) ocean waters within 3 nautical miles of the natural coast line,
 - (b) the waters of Jervis Bay,
 - (c) the waters of Coffs Harbour.
- (2) The ocean hauling fishery extends to the use of any net by the method of hauling to take fish from any of the waters referred to in subclause (1).



Police Act 1990—Proclamation

under the

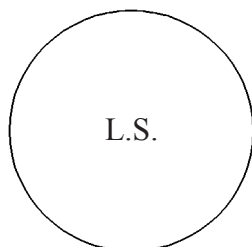
Police Act 1990

MARIE BASHIR, Governor:

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 34 of the *Police Act 1990*, do, by this my Proclamation, amend Schedule 2 (NSW Police senior executive positions) to that Act as set out in Schedule 1 to this Proclamation.

Signed and sealed at Sydney, this 8th day of January 2003.

By Her Excellency's Command,



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

GOD SAVE THE QUEEN!

Police Act 1990—Proclamation

Schedule 1 Amendment

Schedule 1 Amendment

Schedule 2 NSW Police senior executive positions

Omit “Director, State Crime Command”.

Insert instead “Director, State Crime Command—Assistant Commissioner”.

Regulations



New South Wales

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

under the

Fisheries Management Act 1994

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Fisheries Management Act 1994*.

The Hon EDWARD OBEID, M.L.C.,
Minister for Fisheries

Explanatory note

The principal object of this Regulation is to protect certain waters and certain species of fish from certain types of commercial fishing. It does this by inserting clauses 8A (Prohibition on certain classes of commercial fishing), 208A (Prohibition on certain classes of commercial fishing in estuary general fishery), 216A (Prohibition on commercial fishing in estuary prawn trawl fishery in certain waters) and 256A (Prohibition on commercial fishing in ocean hauling fishery in certain waters) in the *Fisheries Management (General) Regulation 2002*.

This Regulation also makes miscellaneous amendments to that Regulation. These include amendments relating to the following:

- (a) prohibitions on certain classes of commercial fishing,
- (b) the use of fishing gear,
- (c) the implements that may be used to sort certain catches of fish and prawns,
- (d) the identification of recognised fishing grounds,
- (e) the tagging of eastern rock lobsters taken for sale,
- (f) conditions of permits issued under the *Fisheries Management Act 1994*,
- (g) endorsements on commercial fishing licences,
- (h) activities harmful to marine vegetation,
- (i) penalty notice offences.

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Explanatory note

This Regulation is made under the *Fisheries Management Act 1994*, including the new section 20 (Fish and waters protected from commercial fishing) (which was inserted by the *Fisheries Management Amendment Act 2001* and commenced on 1 January 2003) and sections 23 (Regulations relating to fishing gear), 112 (Commercial fishing licence to be endorsed for restricted fishery), 205B (Activities harmful to marine vegetation), 276 (Penalty notices) and 289 (the general regulation-making power).

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Clause 1

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

under the

Fisheries Management Act 1994

1 Name of Regulation

This Regulation is the *Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003*.

2 Commencement

This Regulation commences on 17 January 2003.

3 Amendment of Fisheries Management (General) Regulation 2002

The *Fisheries Management (General) Regulation 2002* is amended as set out in Schedule 1.

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 3)

[1] Clause 3 Definitions

Omit “section 20” from the definition of *fish protected from commercial fishing*.

Insert instead “section 20 (1)”.

[2] Part 2, heading

Insert “**protected waters,**” after “**Protected fish,**”.

[3] Clause 7 Fish protected from commercial fishing

Omit “section 20”. Insert instead “section 20 (1)”.

[4] Clause 8 Defence—striped marlin

Omit “section 20 (3)”. Insert instead “section 20 (3) (b)”.

[5] Part 2, Division 1A

Insert after clause 8:

Division 1A Protected waters**8A Prohibition on certain classes of commercial fishing**

Pursuant to section 20 (2) of the Act, it is declared that:

- (a) all ocean and estuarine waters are waters in which the class of commercial fishing that consists of any commercial fishing activity other than the following is prohibited:
 - (i) a fishing activity referred to in Schedule 1 to the Act,
 - (ii) the taking of sea urchin or turban shell,
 - (iii) the taking of scallops in Jervis Bay,
 - (iv) the taking of jellyfish, and
- (b) all inland waters are waters in which the class of commercial fishing that consists of any commercial fishing activity other than the following is prohibited:
 - (i) the taking of yabbies,

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

- (ii) the taking of carp, and
- (c) all waters specified in the column headed "Waters" in the Table to this clause are waters in which the classes of commercial fishing specified in the column headed "Class of commercial fishing prohibited" in relation to those waters in that Table are prohibited.

Table Waters protected from certain commercial fishing

Waters	Class of commercial fishing prohibited
Back Lake (also known as Back Lagoon): the whole of the waters of Back Lake, including all its tributaries, creeks, bays and inlets, from its confluence with the South Pacific Ocean upstream to its source.	All commercial fishing.
Bega River: the whole of the waters of Bega River, including all its tributaries, creeks, bays and inlets, from its confluence with the South Pacific Ocean upstream to its source.	All commercial fishing.
Bellinger River (including Kalang River): the whole of the waters of Bellinger River, from its confluence with the Pacific Ocean upstream to its source, including Kalang River and all their tributaries, creeks, bays, inlets and lagoons.	All commercial fishing.
Bermagui River: the whole of the waters of Bermagui River, from a line drawn between the eastern extremity of the northern breakwall south to Bermagui Point upstream to its source, including all its tributaries, creeks, bays and inlets.	All commercial fishing, except the carriage of stowed fishing gear by boat directly from Bermagui Harbour to ocean waters.

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

Waters	Class of commercial fishing prohibited
<p>Botany Bay:</p> <p>the whole of the waters of Botany Bay, together with all its tributaries, creeks, bays and inlets.</p>	<p>All commercial fishing, other than the taking of lobsters and abalone in accordance with the relevant share management plan.</p>
<p>Burrill Lake:</p> <p>the whole of the waters of Burrill Lake and Burrill Lake Entrance Channel, together with all their tributaries, creeks, bays and inlets.</p>	<p>All commercial fishing.</p>
<p>Camden Haven River:</p> <p>the whole of the waters of Camden Haven River from a line drawn between the eastern extremities of its northern and southern breakwalls upstream to North Haven Bridge and Dunbogan Bridge, which waters include the waters under those bridges, Gogleys Lagoon and all tributaries, creeks, bays and inlets.</p>	<p>All commercial fishing.</p>

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

Waters

Class of commercial fishing prohibited

Clarence River:

- | | |
|--|---|
| <p>(a) the waters enclosed within a line drawn across the river entrance from the eastern extremity of the northern breakwall to the eastern extremity of the southern breakwall, and then upstream to a line drawn from the Waterways Authority Front Lead Beacon No 122 at mean high water mark on the northern side of Hickey Island, then northwesterly to the Waterways Authority Navigation Aid No 097 located on the downstream side of the most easterly opening in Middle Wall, then northeasterly across to the western extremity of Moriartys Wall,</p> | <p>All commercial fishing, except the class of commercial fishing that consists of the use of a hauling net (general purpose) in accordance with clause 26 on and from 1 April in any year up to and including 31 August in that year in the waters adjacent to Wave Trap Beach located at the western end of the northern breakwall at the entrance of the Clarence River.</p> |
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Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

Waters	Class of commercial fishing prohibited
(b) the whole of the waters of Oyster Channel from a line drawn from the NSW Fisheries marker post RFH1, located on the southern shore adjacent to the intersection of Micalo and Yamba Roads, northeasterly to the NSW Fisheries marker post RFH2 located on the shore north of Whyna Island, then following the mean high water mark upstream to a NSW Fisheries marker post RFH3 beneath the second set of powerlines crossing Oyster Channel, located approximately 420m upstream of the Oyster Channel Road Bridge, then westerly following the powerlines to a NSW Fisheries marker post RFH4 on the shore of Micalo Island,	All commercial fishing.

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

Waters	Class of commercial fishing prohibited
<p>(c) the whole of the waters of Romiaka Channel south from a line drawn from the NSW Fisheries marker post RFH5, located on the shore of the northern extremity of Romiaka Island, northerly across to the NSW Fisheries marker post RFH6 on the shore at Palmers Island, west of Ungundam Island, and then upstream to a line drawn from the NSW Fisheries marker post RFH7 located on the shore of Romiaka Island at the southern end of the rock retaining wall on "Burn's farm", then westerly across Romiaka Channel to the NSW Fisheries marker post RFH8 on the shore of Palmers Island,</p>	<p>All commercial fishing.</p>

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

Waters	Class of commercial fishing prohibited
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| <p>(d) the whole of the waters of the North Arm of the Clarence River within the following boundaries, commencing at the NSW Fisheries marker post RFH9 located on the shore beneath the multiple overhead powerlines crossing the waters of the North Arm near Marandowie Drive, Iluka, then westerly directly beneath those powerlines for 100 metres, then upstream and parallel to the shore to a line parallel to the powerlines drawn from the NSW Fisheries marker post RFH10 located on the shore near the northern end of the rock retaining wall at the entrance to Saltwater Inlet).</p> | <p>All commercial fishing.</p> |
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Deep Creek:

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| <p>the whole of the waters of Deep Creek, from its confluence with the Pacific Ocean upstream to its source, including all its tributaries, creeks, bays and inlets.</p> | <p>All commercial fishing.</p> |
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Hastings River:

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| <p>the whole of the waters of Hastings River from a line drawn between the eastern extremities of the northern and southern breakwalls upstream to its source, including all its tributaries, creeks, bays and inlets.</p> | <p>All commercial fishing.</p> |
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Lake Brunderee:

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| <p>the whole of the waters of Lake Brunderee, together with all its tributaries, creeks, bays and inlets.</p> | <p>All commercial fishing.</p> |
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Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

Waters	Class of commercial fishing prohibited
<p>Lake Conjola:</p> <p>the whole of the waters of Lake Conjola (and Berringer Lake), together with all their tributaries, creeks, bays and inlets.</p>	All commercial fishing.
<p>Lake Macquarie:</p> <p>the whole of the waters of Lake Macquarie, together with all its tributaries, creeks, bays and inlets.</p>	All commercial fishing.
<p>Little Lake (also known as Little Tilba Lake and Hoyers Lake):</p> <p>the whole of the waters of Little Lake immediately south of Tilba Lake, including all its tributaries, creeks, bays and inlets.</p>	All commercial fishing.
<p>Manning River:</p> <p>the whole of the waters of Manning River, from its confluences with the South Pacific Ocean upstream to and including:</p> <p>(a) Ghinni Ghinni Creek, from a line drawn from the upriver bank of Ghinni Ghinni Creek due south to the eastern side of the Manning River, in the north channel, and</p> <p>(b) Berady Creek, from a line drawn from the upriver bank of Berady Creek due east to the eastern side of the Manning River, in the south channel,</p> <p>which waters include Scotts Creek and all tributaries, creeks, bays and inlets.</p>	All commercial fishing.

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

Waters	Class of commercial fishing prohibited
<p>Meroo Lake:</p> <p>the whole of the waters of Meroo Lake, together with all its tributaries, creeks, bays and inlets.</p>	All commercial fishing.
<p>Mummaga Lake (also known as Dalmeny Lake):</p> <p>the whole of the waters of Mummaga Lake, together with all its tributaries, creeks, bays and inlets.</p>	All commercial fishing.
<p>Narrawallee Inlet:</p> <p>the whole of the waters of Narrawallee Inlet, together with all its tributaries, creeks and bays.</p>	All commercial fishing.
<p>Nelson Lagoon (also known as Nelson Lake):</p> <p>the whole of the waters of Nelson Lagoon, including all its tributaries, creeks, bays and inlets, from its confluence with the South Pacific Ocean upstream to its source.</p>	All commercial fishing.
<p>Nullica River:</p> <p>the whole of the waters of Nullica River, including all its tributaries, creeks, bays and inlets, from its confluence with Twofold Bay upstream to its source.</p>	All commercial fishing.
<p>Pambula River and Yowaka River:</p> <p>the whole of the waters of Pambula River and Yowaka River, including all their tributaries, creeks, bays and inlets, upstream of a line drawn from the southern end of Tea Tree Point and then due west to the boat ramp.</p>	All commercial fishing.

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

Waters	Class of commercial fishing prohibited
Richmond River:	
(a) from a line drawn between the eastern extremities of the northern and southern breakwalls upstream to a line drawn across the River between the Burns Point Ferry ramps, including all the tributaries, creeks, bays, inlets and canal estates within those boundaries,	All commercial fishing.
(b) from a line drawn across the River between the Burns Point Ferry ramps upstream to a line drawn east across the River from the south-eastern corner of Portion 21 at the eastern end of Emigrant Point Lane, including Emigrant Creek and all other tributaries, creeks, bays, inlets and canal estates within those boundaries.	All commercial fishing, except the class of commercial fishing that consists of the use of a crab trap in accordance with clause 61, or of an eel trap in accordance with clause 65.
St Georges Basin:	
the whole of the waters of St Georges Basin, together with all its tributaries, creeks, bays and inlets.	All commercial fishing.
Tabourie Lake:	
the whole of the waters of Tabourie Lake, together with all its tributaries, creeks, bays and inlets.	All commercial fishing.
Tomaga River:	
the whole of the waters of Tomaga River, together with all its tributaries, creeks, bays and inlets.	All commercial fishing.

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

Waters	Class of commercial fishing prohibited
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Towamba River (also known as Kiah River):

the whole of the waters of Towamba River, including all its tributaries, creeks, bays and inlets, from its confluence with Twofold Bay upstream to its source. All commercial fishing.

Tuross Lake (including Tuross River and Borang Lake):

the whole of the waters of Tuross Lake, together with all its tributaries, creeks, bays, inlets and lagoons, including Tuross River and Borang Lake. All commercial fishing.

Tweed River:

the following waters of the Tweed River: All commercial fishing.

- (a) from a line drawn between the eastern extremities of the northern and southern breakwalls upstream to Boyds Bay Bridge (including the waters under the bridge) and a line drawn from the southern point of Rocky Point due east to Fingal Road, including Jack Evans Boat Harbour, the Southern Boat Harbour and all the tributaries, creeks, bays, inlets and canal estates within those boundaries,
- (b) the canal estate off Bingham Bay known as Seagulls Canal, as well as its continuation on the other side of The Lakes Drive,

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

Waters	Class of commercial fishing prohibited
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| (c) the canal estate off Cobaki Broadwater known as Tweed West Canals, | |
| (d) the tributary behind Caddy's Island known as Blue Water Canals, | |
| (e) the canal estate behind Crystal Waters Drive known as Crystal Waters Canal, | |
| (f) the canal estate west of Boyd's Island known as Endless Summer Canal Estate, | |
| (g) the canal estate generally north of Chinderah Island known as Oxley Cove, | |
| (h) Wommin Lagoon, | |
| (i) Wommin Lake. | |

Wonboyn River and Wonboyn Lake:

the whole of the waters of Wonboyn River, including Wonboyn Lake, and all the tributaries, creeks, bays and inlets, from its confluence with the South Pacific Ocean upstream to its source.	All commercial fishing.
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Wonboyn Beach:

the whole of the waters adjacent to the shoreline and 500 metres seaward of the mean high water mark of the entire length of Wonboyn Beach between Green Cape Peninsula in the north and Greenglade in the south, including Bay Cliff Headland.	All commercial fishing, except hand gathering.
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Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

[6] Table (Bag limits) to Division 3 of Part 2 (after clause 15)

Omit “other than the waters specified in Schedules A–G of the General Trout Closure published in Gazette No 146 on 28 September 2001 at pages 8281–8287” from the matter relating to Murray crayfish in Part 4 of the Table.

[7] Part 2, Division 5

Insert after clause 18:

Division 5 Miscellaneous**18A Part does not authorise action contrary to prohibitions or other controls**

- (1) Nothing in this Part affects any prohibition or conditions imposed by or under the Act or the *Marine Parks Act 1997* with respect to the taking of fish.
- (2) In particular, a provision of this Part that specifies:
 - (a) the minimum measurements, or
 - (b) the daily limit (within the meaning of section 17 (1) of the Act), or
 - (c) the possession limit (within the meaning of section 18 (1) of the Act),in respect of any species of fish is not to be construed as authorising any of the following:
 - (d) the taking of fish in waters that are closed to fishing by virtue of a notification in force under section 8 of the Act,
 - (e) the taking for sale of any fish protected from commercial fishing,
 - (f) the taking for sale of fish from any area protected from commercial fishing,
 - (g) the taking of fish in contravention of:
 - (i) a regulation relating to aquatic reserves made under section 197 of the Act, or
 - (ii) a management plan for an aquatic reserve made under section 197A of the Act, or

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

(iii) an aquatic reserve notification in force under section 197E of the Act,

(h) the taking of fish in contravention of any provision of, or any instrument or notification under, the *Marine Parks Act 1997*.

[8] Clause 19 Fishing gear cannot be used in circumstances where fishing prohibited

Insert “or the *Marine Parks Act 1997*” after “the Act” in clause 19 (1).

[9] Clause 19 (2)

Insert after clause 19 (2) (c):

(d) the taking for sale of fish from any area protected from commercial fishing,

(e) the taking of fish in contravention of:

(i) a regulation relating to aquatic reserves made under section 197 of the Act, or

(ii) a management plan for an aquatic reserve made under section 197A of the Act, or

(iii) an aquatic reserve notification in force under section 197E of the Act,

(f) the taking of fish in contravention of any provision of, or any instrument or notification under, the *Marine Parks Act 1997*.

[10] Clause 20B

Insert after clause 20A:

20B Use of certain fishing gear prohibited in vicinity of Fish Rock

(1) This clause applies to all waters within 500 metres of the mean high water mark of Fish Rock.

Note. See also Part 11A. Part of the area around Fish Rock is critical habitat of the grey nurse shark (see Gazette No 237 of 29.11.2002, p 10137).

(2) A person must not take or attempt to take, by means of a spear, speargun or similar device, any fish from waters to which this clause applies other than fish of the following families or species:

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

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- (a) families:
 - (i) Carangidae (including all trevallies, kingfish and rainbow runner),
 - (ii) Scombridae (mackerel and wahoo tuna),
 - (iii) Istiophoridae (marlin and sailfish),
 - (b) species:
 - (i) cobia (*Rachycentron canadus*),
 - (ii) tailor (*Pomatomus saltator*),
 - (iii) dolphin fish (*Corphaena hippurus*),
 - (iv) Australian salmon (*Arripis trutta*).

Maximum penalty: 100 penalty units.

- (3) A person must not, while using any apparatus (other than a snorkel) capable of supplying air to facilitate breathing underwater, take or attempt to take fish from waters to which this clause applies by any method.

Maximum penalty: 100 penalty units.

[11] Clause 26 Hauling net (general purpose)

Insert after clause 26 (1) (k):

- (l) in the case of a net of 500 metres length used in the waters specified in item 1 or 2 of the Table to this clause under the authority of a category one hauling endorsement in the estuary general restricted fishery (as referred to in clause 209):
 - (i) the net is hauled no more than once between midnight on one day and midnight on the immediately following day, and
 - (ii) no more than one net of that length is used by the holder of the endorsement during that period,
- (m) in the case of a net that is being used under the authority of an endorsement on a commercial fishing licence authorising the holder of the licence to take fish for sale in the ocean hauling restricted fishery, the net is deployed from, and hauled to, a beach.

[12] Clause 26, Table

Omit "1,000 metres" from item 1 (b). Insert instead "500 metres".

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

[13] Clause 26, Table

Omit “725 metres” from item 2 (b). Insert instead “500 metres”.

[14] Clause 26, Table

Insert “and the estuaries of Dalhousie Creek, Oyster Creek, Saltwater Creek, Towradgie Creek, Spring Creek, Nerrindilah Creek, Congo Creek and Meringo River” after “(except inland waters” in item 8 (a).

[15] Clause 28 Garfish net (bullringing)

Insert after clause 28 (1) (c):

- (d) the net is not used in ocean waters at either of the following times:
 - (i) between midnight on any Friday and midnight on the immediately following Sunday,
 - (ii) between midnight on a day immediately preceding a public holiday and midnight on the public holiday.

[16] Clause 28, Table

Insert “and the estuaries of Saltwater Creek, Towradgie Creek, Spring Creek, Nerrindilah Creek, Congo Creek and Meringo River” after “(except inland waters” in item 3 (a).

[17] Clause 29 Garfish net (hauling)

Insert after clause 29 (1) (b):

- (c) the net is not used in the ocean hauling restricted fishery at either of the following times:
 - (i) between midnight on any Friday and midnight on the immediately following Sunday,
 - (ii) between midnight on a day immediately preceding a public holiday and midnight on the public holiday.

[18] Clause 38 Otter trawl net (prawns)

Insert after clause 38 (1) (d):

- (e) the net is not used in the estuary prawn trawl restricted fishery at either of the following times:

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

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- (i) between midnight on any Friday and midnight on the immediately following Sunday,
 - (ii) between midnight on a day immediately preceding a public holiday and midnight on the public holiday.

[19] Clause 41 Meshing net

Insert “and the estuaries of Towradgie Creek, Spring Creek and Nerrindilah Creek” after “(except inland waters and ocean waters” in item 4 (a) of the Table to clause 41.

[20] Clauses 58A and 58B

Insert after clause 58:

58A Sorting of prawns caught in certain nets

- (1) This clause applies in respect of the use of the following nets:
 - (a) a prawn net (hauling),
 - (b) a prawn net (hauling): Manning River,
 - (c) a prawn net (hauling): Wallis Lake,
 - (d) a prawn net (set pocket),
 - (e) a prawn running net,
 - (f) a seine net (prawns),
 - (g) a hand-hauled prawn net,
 - (h) an otter trawl net (prawns).
- (2) For the purposes of this Part, it is unlawful to use a net to which this clause applies for taking prawns unless:
 - (a) the prawns caught in the net are graded immediately after the net is retrieved, and
 - (b) the unwanted portion of the catch is returned to the water, alive, as soon as practicable (and in any case before the cooking of the retained portion of the catch).

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

58B Prohibition on use of certain nets in vicinity of seagrass

For the purposes of this Part, it is unlawful to do any of the following:

- (a) to use any of the following nets over, or adjacent to, a bed of strapweed seagrass (*Posidonia australis*) in the estuary general restricted fishery:
 - (i) hauling net (general purpose),
 - (ii) trumpeter whiting net (hauling),
 - (iii) garfish net (hauling),
 - (iv) pilchard, anchovy and bait net (hauling),
 - (v) garfish net (bullringing),
 - (vi) bait net,
 - (vii) prawn net (hauling),
 - (viii) prawn net (hauling): Manning River,
 - (ix) prawn net (hauling): Wallis Lake,
 - (x) seine net (prawns),
 - (xi) hand-hauled prawn net,
- (b) to haul a hauling net (general purpose) over, or adjacent to, a bed of strapweed seagrass (*Posidonia australis*) in the ocean hauling restricted fishery,
- (c) to use an otter trawl net (prawns) over, or adjacent to, a bed of:
 - (i) strapweed seagrass (*Posidonia australis*), or
 - (ii) eelgrass (*Zostera capricorni*),in the estuary prawn trawl restricted fishery,
- (d) to haul a prawn net (hauling) or seine net (prawns) over a bed of any other seagrass, being a bed that is identified on a map approved by the Minister, published in the Gazette and held at an office of NSW Fisheries located in the region of the relevant seagrass bed.

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

[21] Clause 79A

Insert after clause 79:

79A Certain implements prohibited

- (1) The purpose of this clause is to protect any fish or other organisms that have been taken in a catch of fish in the estuary general restricted fishery or the estuary prawn trawl restricted fishery and are to be returned to the water.
- (2) A person must not, when sorting a catch of fish that has been taken:
 - (a) in the estuary general restricted fishery, or
 - (b) in the estuary prawn trawl restricted fishery,use any implement (such as a spike or club) that could pierce, impale, beat or otherwise injure any fish or other organism taken in the catch.

Maximum penalty: 25 penalty units.

[22] Clause 106

Omit the clause. Insert instead:

106 Identification of recognised fishing grounds

- (1) For the purposes of section 39 (4) of the Act, a recognised fishing ground is an area identified as a recognised fishing ground by being marked as such on a map (*an RFG map*) approved by the Minister and published in the Gazette.
- (2) An RFG map is to identify any one or more areas which, in the opinion of the Minister, is an area of the sea or other public water land used historically for net fishing and which is used regularly or intermittently for net fishing by commercial fishers.
- (3) Section 284 (2) of the Act (which specifies the way in which the public is to be given an opportunity to make submissions on certain matters) applies in respect of a draft RFG map in the same way as it applies in respect of the matters specified in section 284 (1) of the Act.

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

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- (4) Before taking the action required by section 284 (2) of the Act in relation to a draft RFG map, the Minister must:
 - (a) provide a copy of the draft map to both the Advisory Council on Commercial Fishing and the Advisory Council on Recreational Fishing, and
 - (b) invite each of those Councils to make recommendations about the draft map within such time (being not less than 30 days from the date on which the copy of the draft map is provided to the Council concerned) as the Minister may specify in the invitation, and
 - (c) take any such recommendations into consideration when finalising the draft map for public exhibition under section 284 (2) of the Act.
 - (5) Each RFG map is to be deposited at the head office of NSW Fisheries and at an office of NSW Fisheries located in the region of the relevant recognised fishing ground.
 - (6) The Minister may alter or replace an RFG map from time to time by publishing an amended or replacement RFG map in the Gazette. However, the consultations required by subclauses (3) and (4) must be undertaken in relation to such an alteration or replacement unless, in the case of an alteration, the Minister is of the opinion that the alteration is of a minor nature.
 - (7) A map identifying an area as a recognised fishing ground and held, on the commencement of the *Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003*, at the head office of NSW Fisheries and at an office of NSW Fisheries located in the region of the relevant recognised fishing ground is taken to be an RFG map prepared in accordance with this clause. However, each such RFG map is to be published in the Gazette as soon as practicable after the commencement of the *Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003*.

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

[23] Part 5, Division 4A

Insert after clause 116:

Division 4A Tagging of eastern rock lobster taken for sale

116A Eastern rock lobster not to be sold unless tag attached

- (1) A person must not sell (within the meaning of the Act) a whole eastern rock lobster, or the tail of an eastern rock lobster, that does not have a tag attached to it in such a manner that the tag cannot be removed without being broken.

Maximum penalty: 100 penalty units in the case of a corporation or 50 penalty units in any other case.

- (2) A person does not commit an offence under this clause unless the rock lobster concerned was taken in the waters of, or adjacent to, New South Wales.
- (3) In this clause:

tag means a tag issued by the Director for attachment to eastern rock lobsters taken for sale.

whole eastern rock lobster includes an eastern rock lobster that has had parts (other than the abdomen of the rock lobster) removed.

Note. The *Fisheries Management (Lobster Share Management Plan) Regulation 2000* requires commercial fishers to tag eastern rock lobsters taken for sale.

[24] Clause 133B

Insert after clause 133A:

133B Contravention of condition of permit under section 37 of Act

A person who contravenes a condition of a permit issued under section 37 of the Act is guilty of an offence.

Maximum penalty: 100 penalty units.

[25] Clause 153 Prescribed conditions of fishing boat licences

Omit clause 153 (1) (e) (v) and “and” from clause 153 (1) (e) (iv).

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

[26] Clause 208A

Insert after clause 208:

208A Prohibition on certain classes of commercial fishing in estuary general fishery

Pursuant to section 20 (2) of the Act, it is declared that:

- (a) all ocean beach waters, and all estuarine waters specified in the column headed “Estuaries within primary fishing region” in the Table to clause 209A, are waters in which the class of commercial fishing that consists of the taking by commercial fishers in the estuary general fishery of fish of a species other than a species listed in the Table to this clause is prohibited, and
- (b) all estuarine waters other than the waters specified in the column headed “Estuaries within primary fishing region” in the Table to clause 209A are waters in which the class of commercial fishing that consists of the taking of fish by commercial fishers in the estuary general fishery is prohibited.

Table Species of fish permitted to be taken in ocean beach and estuarine waters in the estuary general fishery

Common name	Scientific name
Anchovy	<i>Engraulis australis</i>
Arrow squid	<i>Nototodarus gouldi</i>
Australian salmon	<i>Arripis trutta</i>
Beachworm spp.	various (Class: POLYCHAETA)
Black sole	<i>Synaptura nigra</i>
Blue mackerel	<i>Scomber australasicus</i>
Blue mussel	<i>Mytilus edulis</i>
Bonito	<i>Sarda australis</i>

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

Common name	Scientific name
Bream	
• Black bream	<i>Acanthopagrus butcheri</i>
• Yellowfin bream	<i>Acanthopagrus australis</i>
Catfish spp.	various (Family: ARIIDAE/ PLOTOSIDAE)
Cockle spp.	various (Family: ARCIDAE/ VENERIDAE)
Crabs	
• Blue swimmer crab	<i>Portunus pelagicus</i>
• Mud crab	<i>Scylla serrata</i>
• Sand crab spp.	various (Family: PORTUNIDAE)
Cuttlefish spp.	various (Family: SEPIDAE)
Eels	
• Longfin river eel	<i>Anguilla reinhardtii</i>
• Pike eel	<i>Muraenesox bagio</i>
• Shortfin river eel	<i>Anguilla australis</i>
• Short-finned conger eel	<i>Conger wilsoni</i>
• Southern conger eel	<i>Conger verreauxi</i>
Estuary catfish	<i>Cnidoglanis macrocephalus</i>
Flathead	
• Dusky flathead	<i>Platycephalus fuscus</i>
• Sand flathead	<i>Platycephalus caeruleopunctatus</i>
Flounder spp.	various (Family: PLEURONECTIDAE/ BOTHIDAE)
Garfish	
• Eastern sea garfish	<i>Hyporhamphus australis</i>
• River garfish	<i>Hyporhamphus regularis</i>
• Shortbill garfish	<i>Arrhamphus sclerolepis</i>
Gurnard spp.	various (Family: TRIGLIDAE)
Hairtail	<i>Trichiurus lepturus</i>

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

Common name	Scientific name
Hardyhead spp.	various (Family: ATHERINIDAE)
John dory	<i>Zeus faber</i>
Leatherjacket spp.	various (Family: MONACANTHIDAE)
Longtom spp.	various (Family: BELONIDAE)
Luderick	<i>Girella tricuspidata</i>
Mackerel tuna	<i>Euthynnus affinis</i>
Mangrove jack	<i>Lutjanus argentimaculatus</i>
Mantis shrimp	<i>Squilla</i> sp.
Mullet	
• Flat tail mullet	<i>Liza argentea</i>
• Pink-eye mullet	<i>Myxus petardi</i>
• Red mullet	<i>Upeneichthys lineatus</i>
• Sand mullet	<i>Myxus elongatus</i>
• Sea mullet	<i>Mugil cephalus</i>
Mulloway	<i>Argyrosomus japonicus</i>
Nipper spp.	<i>Callianassa</i> spp.
Octopus spp.	various (Family: OCTOPODIDAE)
Old maid	<i>Scatophagus multifasciatus</i>
Pike spp.	<i>Sphyraena</i> spp.
Pilchard	<i>Sardinops sagax</i>
Pipi	<i>Donax deltoides</i>
Prawns	
• Eastern king prawn	<i>Penaeus plebejus</i>
• Greasyback prawn	<i>Metapenaeus bennettiae</i>
• School prawn	<i>Metapenaeus macleayi</i>
• Tiger prawn	<i>Penaeus esculentus</i>
Red gurnard	<i>Chelidonichthys kumu</i>

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

Common name	Scientific name
Red morwong	<i>Cheilodactylus fuscus</i>
Saucer scallop	<i>Amusium</i> spp.
Scallop	<i>Pecten fumatus</i>
Shell spp.	various (Class: GASTROPODA/ PELECYPODA)
Silver biddy	<i>Gerres subfasciatus</i>
Snapper	<i>Pagrus auratus</i>
Sole spp.	various (Family: SOLEIDAE)
Southern calamari	<i>Sepioteuthis australis</i>
Squid spp.	various (Class: CEPHALOPODA)
Stingray/stingaree spp.	various (Family: DASYATIDAE/ UROLOPHIDAE)
Striped trumpeter	<i>Pelates sexlineatus</i>
Sweep	<i>Scorpiis lineolatus</i>
Sweetlip	<i>Lethrinus</i> sp.
Tailor	<i>Pomatomus saltatrix</i>
Tarwhine	<i>Rhabdosargus sarba</i>
Trevally	
• Black trevally	<i>Siganus nebulosus</i>
• Golden trevally	<i>Gnathanodon speciosus</i>
• Silver trevally	<i>Pseudocaranx dentex</i>
Trumpeter	<i>Pelates quadrilineatus</i>
Whaler shark spp.	<i>Carcharhinus</i> spp.
Whitebait spp.	various (Family: CLUPEIDAE/ GALAXIIDAE)

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

Common name	Scientific name
Whiting	
• Sand whiting	<i>Sillago ciliata</i>
• School whiting	<i>Sillago bassensis</i>
• Trumpeter whiting	<i>Sillago maculata</i>
Yellowtail	<i>Trachurus novaezelandiae</i>
Yellowtail kingfish	<i>Seriola lalandi</i>

[27] Clause 209 Types of endorsement in restricted fishery

Insert “cuttlefish,” after “beachworm,” in clause 209 (1) (g).

[28] Clause 209

Omit clause 209 (2) and (3), and relocate the Note to the clause to clause 209 (1).

[29] Clauses 209A and 209B

Insert after clause 209:

209A Endorsement to specify authorised area of operations

- (1) An endorsement is to specify the area, determined by the Minister, in which the endorsement holder is authorised by the endorsement to take fish for sale (the *authorised area of operations*).
- (2) The authorised area of operations is to be specified by reference to a single primary fishing region, but may also include other specified ocean beaches and estuaries within the same bioregion as the primary fishing region.
- (3) The authorised area of operations specified in an endorsement is not to be changed by the Minister on or after 1 July 2003. If, on or after that date, an endorsement is replaced by an endorsement for a further period, the new endorsement is to specify the same authorised area of operations as the endorsement that it replaces.
- (4) Subclause (3) does not prevent the Minister from changing the authorised area of operations specified in an endorsement if the fishing business that makes a person eligible for the endorsement is sold or disposed of.

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

- (5) If a fishing business is sold or disposed of and the person who acquires the fishing business becomes eligible for an endorsement by reason of the acquisition, the authorised area of operations specified in that endorsement is to be the same as the authorised area of operations specified in the endorsement held in respect of the fishing business immediately before it was sold or disposed of.

Note. Clause 277 allows a person who acquires a fishing business to become eligible for an endorsement in the fishery if the acquisition complies with guidelines issued from time to time by the Director.

- (6) In this clause:

bioregion means a bioregion identified in the Table to this clause.

primary fishing region means a primary fishing region described in the Table to this clause.

Table Bioregions, primary fishing regions and estuaries

Bioregion	Primary fishing region	Description of primary fishing region	Estuaries within primary fishing region
Northern Bioregion	Upper North Coast— Region 1	That part of the State lying generally between the border between the States of Queensland and New South Wales and the parallel 29° 15' south latitude	Tweed River Cudgen Lake Cudgera Creek Mooball Creek Brunswick River Belongil Creek Tallow Creek Broken Head Creek Richmond River Evans River Jerusalem Creek

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

Bioregion	Primary fishing region	Description of primary fishing region	Estuaries within primary fishing region
	Clarence— Region 2	That part of the State lying generally between the parallel 29°15' south latitude and the parallel 29°45' south latitude	Clarence River Sandon River
	North Coast— Region 3	That part of the State lying generally between the parallel 29°45' south latitude and the parallel 31°44' south latitude	Wooli Wooli River Station Creek Corindi River Arrawarra Creek Darkum Creek Woolgoolga Lake Hearns Lake Moonee Creek Coffs Harbour Creek Boambee Creek Bonville Creek Dalhousie Creek Oyster Creek Nambucca River Macleay River South West Rocks Creek Saltwater Creek Korogoro Creek Killick River Lake Innes Lake Cathie Camden Haven River

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

Bioregion	Primary fishing region	Description of primary fishing region	Estuaries within primary fishing region
Central Bioregion	Central— Region 4	That part of the State lying generally between the parallel 31°44' south latitude and the parallel 33°25' south latitude	Manning River Khappinghat Creek Wallis Lake Smiths Lake Myall Lakes Myall River Lake Booloombayt Port Stephens Karuah River Hunter River Tuggerah Lakes
	Metropolitan— Region 5	That part of the State lying generally between the parallel 33°25' south latitude and the parallel 34°20' south latitude	Wamberal Lagoon Terrigal Lake Avoca Lake Cockrone Lake Brisbane Water Hawkesbury River Pittwater Narrabeen Lagoon Dee Why Lagoon Curl Curl Lagoon (also known as Harbord Lagoon) Manly Lagoon Sydney Harbour Port Hacking

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

Bioregion	Primary fishing region	Description of primary fishing region	Estuaries within primary fishing region
	Upper South Coast— Region 6	That part of the State lying generally between the parallel 34°20' south latitude and the parallel 35°25' south latitude	Towradgie Creek Port Kembla Harbour Lake Illawarra Minnamurra River Spring Creek Werri Lagoon Crooked River Shoalhaven River Lake Wollumboola Jervis Bay Swan Lake Berrara Creek Nerrindilah Creek

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

Bioregion	Primary fishing region	Description of primary fishing region	Estuaries within primary fishing region
Southern Bioregion	Lower South Coast— Region 7	That part of the State lying generally between the parallel 35°25' south latitude and the border between the States of New South Wales and Victoria	Termeil Lake Willinga Lake Durras Lake Batemans Bay Candlagan Creek Moruya River Congo Creek Meringo River Coila Lake Lake Brou Kianga Lake Wagonga Inlet Nangudga Lake Corunna Lake Tilba Tilba Lake Wallaga Lake Barragoot Lake Cuttagee Lake Murrumbidgee Lake Bunga Lagoon Wapengo Lake Middle Lake (Bega) Wallagoot Lake Bournda Lagoon Merimbula Lake Pambula Lake Curalo Lake Merrica River Nadgee River Nadgee Lake

209B Conditions of endorsement

- (1) For the purpose of section 112 (2) of the Act, it is a condition of an endorsement that the holder of the endorsed licence does not take fish for sale in the restricted fishery except:
 - (a) as authorised by the class or classes of endorsement on the licence, and

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

-
- (b) in the authorised area of operations specified in the endorsement.
 - (2) Nothing in an endorsement authorises any fishing activity:
 - (a) that is prohibited by any notification in force under the Act (such as a fishing closure under section 8 of the Act or an aquatic reserve notification under section 197E of the Act), or
 - (b) that contravenes, or is prohibited by:
 - (i) any provision of, or any instrument or notification under, the *Marine Parks Act 1997*, or
 - (ii) any provision of this Regulation.

[30] Clause 216A

Insert after clause 216:

216A Prohibition on commercial fishing in estuary prawn trawl fishery in certain waters

Pursuant to section 20 (2) of the Act, it is declared that all estuarine waters other than the following estuaries are waters in which the class of commercial fishing that consists of the taking of fish by commercial fishers in the estuary prawn trawl fishery is prohibited:

- (a) the Clarence River (excluding the waters of that river specified in the Table to clause 8A),
- (b) Lake Wooloweyah,
- (c) the Hunter River,
- (d) the Hawkesbury River,
- (e) Port Jackson.

[31] Clause 256A

Insert after clause 256:

256A Prohibition on commercial fishing in ocean hauling fishery in certain waters

- (1) Pursuant to section 20 (2) of the Act, it is declared that the waters within 200 metres of the mean low water mark of the waters listed in the Table to this clause are waters in which the

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

class of commercial fishing that consists of the taking of fish by commercial fishers in the ocean hauling fishery is prohibited, subject to subclause (2).

- (2) The declaration under subclause (1) does not prohibit the use of any of the following nets from a boat in waters that are directly west of and adjacent to a headland:
- (a) garfish net (hauling),
 - (b) garfish net (bullringing),
 - (c) pilchard, anchovy and bait net (hauling).

Table Waters in which ocean hauling is prohibited

Region 1—Upper North Coast (the waters between the border of New South Wales and Queensland, and the parallel 29°15' south latitude)

Location	Description of waters
Bogangar Beach	The whole of the waters adjacent to the beach from Norries Head generally northwest along the length of the beach for a distance of 400m (identified by a group of unnamed rocks).
Crabbes Creek Beach (also known as Golden Beach)	The whole of the waters adjacent to the beach from the intersection of the beach and an extension of Gloria Street, generally south along the beach for a distance of approximately 2.67km to that part of the beach adjacent to the northern end of North Head Road.
Brunswick River	The whole of the waters adjacent to the shoreline on both sides of the mouth of the Brunswick River for a distance of 1,000m, as indicated by the signposts on the breakwall.

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

Location	Description of waters
Watego's Beach to Little Watego's Beach	The whole of the waters adjacent to the shoreline between Fisherman's Lookout and Cape Byron.
Broken Head	The whole of the waters adjacent to the shoreline between Cocked Hat Rock and Jews Point, including Kings Beach, Brays Beach and Whites Beach.
Seven Mile Beach to Boulder Beach	The whole of the waters adjacent to the shoreline between the intersection of Seven Mile Beach and an extension of Rutherford St (indicated by the Lennox Head boat channel) and Whites Head, excluding the boat channel.
Shelly Beach	The whole of the waters adjacent to the shoreline between Black Head and Ballina Head.
Airforce Beach	The whole of the waters adjacent to the shoreline from the northern Evans River breakwall generally north for a distance of 400m (indicated by the 4WD access track onto the beach).

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

Region 2—Clarence (the waters between the parallel 29°15' south latitude and the parallel 29°45' south latitude)

Location	Description of waters
Woody Bay	The whole of the waters adjacent to the shoreline between the northeasternmost extremity of Woody Head and the post marked "NSWF" on the foreshore (near the western end of the Woody Head camping ground) approximately 300m along the shoreline.
Turners Beach to Pippi Beach	The whole of the waters adjacent to the shoreline between the southern breakwall of the Clarence River and the vehicle access track on Pippi Beach (approximately 700m south of Yamba Point), including Turners Beach, Yamba Beach and Pippi Beach. The waters adjacent to Convent Beach are excluded from this prohibition.
Angourie Bay to Rocky Point (Lake Arragan entrance)	The whole of the waters adjacent to the shoreline between Angourie Point and Rocky Point (directly north of Red Cliff Beach) including Angourie Bay, Little Shelley Beach, Shelley Beach and Plumbago Beach.

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

Region 3—North Coast (the waters between the parallel 29°45' south latitude and the parallel 31°44' south latitude)

Location	Description of waters
Park Beach	The whole of the waters adjacent to the shoreline between Macauleys Headland and a line drawn east from the shoreline passing through the northernmost point of Little Muttonbird Island (east of the entrance of Coffs Creek).
Hungry Head	The whole of the waters adjacent to the shoreline from the southern training wall of the Bellingen River for a distance of 1km travelling generally south along the shoreline.
Nambucca North Head	The whole of the waters adjacent to the shoreline between the northern end of Beilbys Beach and the southern end of Shelly Beach (Cliffy Point).
Forster Beach	The whole of the waters adjacent to the shoreline from the southern side of the mouth of the Nambucca River for a distance of 1km travelling generally southwesterly along the shoreline.
Middle Beach and Grassy Beach	The whole of the waters adjacent to the shoreline between Scotts Head and Grassy Head.

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

Location	Description of waters
Smoky Cape	The whole of the waters adjacent to the shoreline between the northwesternmost extremity of Lagers Point, following the shoreline to a point on South Smoky Beach 3km generally southwest from Smoky Cape (that is, adjacent to Black Rocks), including Little Bay, Gap Beach and North Smoky Beach.
Hat Head	The whole of the waters adjacent to the shoreline from the northernmost extremity of Korogoro Point, following the shoreline to a point on Killick Beach 3km generally southwest of the Jew Bite, including Gap Beach, O'Connors Beach and Third Beach.
Crescent Head	The whole of the waters adjacent to the shoreline from Little Nobby at the southern end of Killick Beach for a distance along that beach of 1km.
North Shore Beach	The whole of the waters adjacent to the shoreline between the easternmost extremity of Point Plomer to a point on North Shore Beach 3.5km generally north of the wall travelling along the beach at Pelican Point.

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

Location	Description of waters
Port Macquarie to Middle Rock Point	The whole of the waters adjacent to the shoreline between the southern wall of the entrance to the Hastings River and Middle Rock Point (south of Lighthouse Beach), including Town Beach, Oxleys Beach, Rocky Beach, Flynns Beach, Nobbys Beach, Shelly Beach, Miners Beach and Lighthouse Beach.
Grants Beach	The whole of the waters adjacent to the shoreline between the northern wall of Camden Haven Inlet and a point on Grants Beach 1km along the beach.

Note. Solitary Islands Marine Park

In addition to the prohibitions above, there are several beaches (or parts of beaches) within the Solitary Islands Marine Park where hauling is prohibited. Refer to Schedule 1 to the *Marine Parks Regulation 1999*.

Region 4—Central (the waters between the parallel 31°44' south latitude and the parallel 33°25' south latitude)

Location	Description of waters
Crowdy Head to Wallabi Point	The whole of the waters adjacent to the shoreline between the southwesternmost point of Crowdy Head and Wallabi Point, including the entrance to the Manning River and Old Bar Beach.
Shelly Beach	The whole of the waters adjacent to the shoreline of Shelly Beach (north of Red Head and Black Head Bay).

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

Location	Description of waters
Wallis Lake entrance to Seven Mile Beach	The whole of the waters adjacent to the shoreline between the Wallis Lake entrance and the northern end of Seven Mile Beach, including Forster Beach, Pebbly Beach, One Mile Beach, Burgess Beach, Lobster Pot Beach and McBrides Beach.
Boomerang Beach to Blueys Beach	The whole of the waters adjacent to the shoreline between Pimply Rock and Blueys Beach.
Treachery Beach	The whole of the waters adjacent to the shoreline between Treachery Head and Yagon Gibber Headland.
Bennetts Beach	The whole of the waters adjacent to the shoreline for 500m on either side of Bennetts Beach Surf Club.
Fingal Beach	The whole of the waters adjacent to the shoreline between Fingal Beach Surf Club and a point 1km generally northeast along the beach.
Stockton Beach	The whole of the waters adjacent to the shoreline between the sewerage treatment works and a point 500m north of the Signa shipwreck (a distance of approximately 6.5km).

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

Location	Description of waters
Nobbys Head to Nine Mile Beach	The whole of the waters adjacent to the shoreline between the southern breakwall at Nobbys Head and the Waste Water Treatment Works at Belmont on Nine Mile Beach, including Nobbys Beach, Newcastle Beach, Bar Beach, Dixon Park Beach, Merewether Beach, Dudley Beach, Redhead Beach and approximately 5km of Nine Mile Beach.
Deep Cave Bay	The whole of the waters adjacent to the shoreline between the northern end of Moonee Beach and Flat Rocks Point.
Frazer Beach	The whole of the waters adjacent to the shoreline between the easternmost point of Snapper Point and the easternmost point of Wybung Head. The area includes Bongon Beach, Frazer Beach, Gravelly Beach and Deadmans Beach.
Pebbley Beach	The whole of the waters adjacent to the shoreline between the easternmost point of Norah Head and the northernmost point of Soldiers Point.

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

Region 6—Upper South Coast (the waters between the parallel 34°20' south latitude and the parallel 35°25' south latitude)

Location	Description of waters
Coalcliff Beach	The whole of the waters adjacent to the beach (known as Coalcliff Beach) north of Coalcliff Harbour.
Scarborough Beach to Wombarra Beach	The whole of the waters adjacent to the shoreline between the rocks at the northern end of Scarborough Beach to the pool at the southern end of Wombarra Beach, including Noony's Gulf.
Austinmer Beach	The whole of the waters adjacent to the shoreline between the southeasternmost extremity of Bell's Point and the pool at the southern end of Austinmer Beach.
Boyds Beach	The whole of the waters adjacent to the shoreline between the southernmost extremity of Minnamurra Point and the northwesternmost extremity end of Cathedral Rocks.
Culburra Beach	The whole of the waters adjacent to the shoreline between the southern end of Greenwell Point and the southeastern end of Culburra Beach, including Tilbury Cove.

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

Location	Description of waters
Cudmirrah Beach to Monument Beach	The whole of the waters adjacent to the shoreline between the northern end of Cudmirrah Beach and the northern end of Monument Beach.

Note. Jervis Bay Marine Park

In addition to the prohibitions above, restrictions apply to ocean hauling within Jervis Bay Marine Park. Refer to Schedule 1 to the *Marine Parks Regulation 1999*.

Region 7—Lower South Coast (the waters between the parallel 35°25' south latitude and the New South Wales and Victoria border)

Location	Description of waters
Pebbly Beach	The whole of the waters adjacent to Pebbly Beach in Murramarang National Park.
Wimbie Beach to Rosedale Beach	The whole of the waters adjacent to the shoreline between the southern extremity of Wimbie Beach and the northern extremity of Rosedale Beach, including Circuit Beach, Lilli Pilli Beach, Mosquito Bay, Garden Bay, Malua Bay, Pretty Point Bay and McKenzies Beach.
Bengello Beach	The whole of the waters adjacent to the shoreline between the Moruya River breakwall and a point 500m generally northeast along Bengello Beach.
Tarandore Point to Tuross Head	The whole of the waters adjacent to the shoreline between Tarandore Point and Tuross Head, including One Tree Beach.

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

Location	Description of waters
Brou Beach (also known as Wilson Hall Beach)	The whole of the waters adjacent to the shoreline for 300m on each side of the first set of rocks south of the Lake Brou opening.
Mummaga Head to Glasshouse Rocks	The whole of the waters adjacent to the shoreline between the northeasternmost extremity of Mummaga Head (Dalmeny) and Glasshouse Rocks (south of Narooma Beach), including Joshs Beach, Yabbara Beach, Duesburys Beach, Kianga Beach (except between 1 May and 30 June in each year, both dates inclusive), Carters Beach, Bar Beach and Narooma Beach.
Corunna Point to Boat Harbour Point	The whole of the waters adjacent to the shoreline between the southeasternmost extremity of Corunna Point and the southeasternmost extremity of Boat Harbour Point, including Mystery Bay.
Blue Point to Breakaway Beach	The whole of the waters adjacent to the shoreline between the northeasternmost extremity of Blue Point and the southern end of Breakaway Beach, including Jack Common Beach and Beares Beach.
Armonas Bay Beach to Murrah Head	The whole of the waters adjacent to the shoreline between the northern extremity of Armonas Bay and the southeastern extremity of Murrah Head.

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

Location	Description of waters
Goalen Head to Bunga Head	The whole of the waters adjacent to the shoreline between the eastern extremity of Goalen Head and the eastern extremity of Bunga Head, including Bunga Beach.
Bengunnu Point to Picnic Beach	The whole of the waters adjacent to the shoreline between the eastern extremity of Bengunnu Point and the northern end of Picnic Beach.
Merimbula Beach	The whole of the waters adjacent to the shoreline between the northern extremity of Merimbula Beach and a point 500 metres south along that beach.

[32] Clause 262 Region in which hauling nets may be used (class A endorsement)

Omit “(4) or” from clause 262 (3).

[33] Clause 262 (4)

Omit the subclause.

[34] Clause 262 (5)

Omit “In addition, in”. Insert instead “In”.

[35] Clause 262 (6)

Omit the definition of *ocean hauling to a boat*.

Fisheries Management (General) Amendment (Commercial Fishing and Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

[36] Clause 278A

Insert after clause 278:

278A Conditions of endorsement

An endorsement does not authorise the taking of any action, or the failure to take any action, in contravention of a condition of the endorsement.

[37] Clause 337A

Insert after clause 337:

337A Contravention of condition of permit under Part 7 of Act

A person who contravenes a condition of a permit issued under Part 7 of the Act is guilty of an offence.

Maximum penalty: 100 penalty units.

[38] Clause 339A

Insert after clause 339:

339A Activities harmful to marine vegetation (section 205B of the Act)

The following activities are prescribed for the purposes of section 205B of the Act:

- (a) the hauling by any person of any net over, or adjacent to, a bed of strapweed seagrass (*Posidonia australis*) in estuarine waters, or any of the waters listed in clause 9 (1) of Schedule 1 to the Act, that are in a protected area,
- (b) the use by any person of an otter trawl net (prawns) over, or adjacent to, a bed of:
 - (i) strapweed seagrass (*Posidonia australis*), or
 - (ii) eelgrass (*Zostera capricorni*),in estuarine waters in a protected area,

Fisheries Management (General) Amendment (Commercial Fishing and
Miscellaneous Matters) Regulation 2003

Amendments

Schedule 1

-
- (c) the hauling by any person of a prawn net (hauling) or seine net (prawns) over a bed of any other seagrass in a protected area, being a bed that is identified on a map approved by the Minister, published in the Gazette and held at an office of NSW Fisheries located in the region of the relevant seagrass bed.

[39] Clause 340D Fish Rock

Omit the clause.

[40] Schedule 5 Penalty notice offences

Omit the matter relating to sections 20, 200, 201 and 219 from Part 1.

Insert instead in numerical order of sections:

Section 20 (3) (a)	\$2,750
Section 20 (3) (b)	\$2,750
Section 20 (3) (c)	\$5,500
Section 200 (1)	\$5,500
Section 201 (1)	\$5,500
Section 204B (2)	\$5,500
Section 219 (1) (a)	\$5,500
Section 219 (1) (b)	\$5,500
Section 219 (1) (c)	\$5,500

Fisheries Management (General) Amendment (Commercial Fishing and
Miscellaneous Matters) Regulation 2003

Schedule 1 Amendments

[41] Schedule 5, Part 2

Insert in numerical order of clauses:

Clause 20B (2)	\$500
Clause 20B (3)	\$500
Clause 79A (2)	\$200
Clause 133B	\$200
Clause 337A	\$200

[42] Schedule 5, Part 2

Omit the matter relating to clause 340D.

Fisheries Management (Lobster Share Management Plan) Amendment (Miscellaneous) Regulation 2003

under the

Fisheries Management Act 1994

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Fisheries Management Act 1994*.

The Hon EDWARD OBEID, M.L.C.,
Minister for Fisheries

Explanatory note

The objects of this Regulation are as follows:

- (a) to delay the implementation of a community contribution for shareholders in the lobster share management fishery,
- (b) to introduce new requirements relating to the setting and use of commercial lobster traps.

This Regulation is made under the *Fisheries Management Act 1994*, including sections 24, 57, 60, 77 and 289 (the general regulation-making power).

Clause 1 Fisheries Management (Lobster Share Management Plan) Amendment
(Miscellaneous) Regulation 2003

Fisheries Management (Lobster Share Management Plan) Amendment (Miscellaneous) Regulation 2003

1 Name of Regulation

This Regulation is the *Fisheries Management (Lobster Share Management Plan) Amendment (Miscellaneous) Regulation 2003*.

2 Commencement

This Regulation commences on 17 January 2003.

3 Amendment of Fisheries Management (Lobster Share Management Plan) Regulation 2000

The *Fisheries Management (Lobster Share Management Plan) Regulation 2000* is amended as set out in Schedule 1.

Fisheries Management (Lobster Share Management Plan) Amendment
(Miscellaneous) Regulation 2003

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 3)

[1] Appendix Lobster Share Management Plan

Omit “and the conditions referred to in subclause (2) are complied with” from clause 40 (1).

Insert instead “and the conditions referred to in subclauses (2) and (2A) (if applicable) are complied with”.

[2] Appendix, clause 40 (2) and (2A)

Omit clause 40 (2). Insert instead:

(2) A commercial lobster trap must not be set or used unless its position is indicated by:

(a) a buoy that:

- (i) is moored so as to be positioned above the trap, and
- (ii) has a diameter above the water of not less than 100 millimetres, and
- (iii) has a weight of not less than 50 grams suspended not less than 1.5 metres under the float so that no rope is floating on the surface of the water, and
- (iv) displays the number allocated to the endorsement holder by NSW Fisheries for use on the trap, in clearly legible figures that are not less than 50 millimetres in height and are of a colour that clearly contrasts with that of the buoy, or

(b) a plastic tag, or a concrete block, that:

- (i) is of a size and type approved by the Director, and
- (ii) is submerged, and
- (iii) displays the number allocated to the endorsement holder by NSW Fisheries for use

Fisheries Management (Lobster Share Management Plan) Amendment
(Miscellaneous) Regulation 2003

Schedule 1 Amendments

on the trap, in clearly legible figures that are not less than 50 millimetres in height.

- (2A) If the commercial trap is set or used in waters specified in a register maintained by the Director for the purposes of this clause and notified in writing to shareholders, the position of the trap must be indicated as specified in subclause (2) (b) and not as specified in subclause (2) (a).

[3] Appendix, clause 40 (3)

Omit "Subclause (2) does not apply".

Insert instead "Subclauses (2) and (2A) do not apply".

[4] Appendix, clause 54

Omit clause 54 (3). Insert instead:

- (3) The community contribution is calculated as follows:

- (a) For the fishing period commencing on 1 July 2002 and ending on 30 June 2003:

No community contribution is payable

- (b) For the fishing period commencing on 1 July 2003 and ending on 30 June 2004:

No community contribution is payable

- (c) For the fishing period commencing on 1 July 2004 and ending on 30 June 2005:

$$CC = S/TS \times 1/100 \times TAC \times P$$

- (d) For the fishing period commencing on 1 July 2005 and ending on 30 June 2006 and each fishing period after that:

$$CC = S/TS \times 6/100 \times TAC \times P$$

Where:

CC is the community contribution.

S is the number of shares in the fishery held by the shareholder on the last day of the fishing period.

Fisheries Management (Lobster Share Management Plan) Amendment
(Miscellaneous) Regulation 2003

Amendments

Schedule 1

TS is the total number of shares in the fishery.

TAC is the total allowable catch for rock lobster (in kilograms) for the fishing period.

P is the average beach price for rock lobster (in kilograms) during the fishing period, determined by the Minister on the basis of records kept by the Director.

[5] Appendix, clause 60

Insert after clause 59:

60 Community contribution for 2001/2002 fishing period

- (1) On the commencement of this clause, a community contribution is no longer payable in respect of the fishing period commencing on 1 July 2001 and ending on 30 June 2002.
- (2) Any community contribution paid in respect of that period before the commencement of this clause is to be refunded to the shareholder who paid it.



New South Wales

Necropolis Amendment (Unused Burial Rights) Regulation 2003

under the

Necropolis Act 1901

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

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

Explanatory note

The object of this Regulation is to amend the *Necropolis Regulation 2002* so as to complete the legislative scheme with respect to the revocation of unused burial rights that has been introduced into the *Necropolis Act 1901* by the *Cemeteries Legislation Amendment (Unused Burial Rights) Act 2001*. The amendments made by this Regulation deal with the advertising procedure that must be complied with before unused burial rights may be revoked, the amount of compensation payable when there is no applicable scale of fees by which such an amount may be calculated under the existing provisions of the scheme, the manner and form in which applications under the scheme must be made and the accounting standards to be observed by the various trusts and the Joint Committee under the Act. These amendments parallel amendments that are being made to an identical scheme under the *Crown Lands Act 1989*.

This Regulation is made under the *Necropolis Act 1901*, including section 37 (the general power to make regulations).

Clause 1 Necropolis Amendment (Unused Burial Rights) Regulation 2003

Necropolis Amendment (Unused Burial Rights) Regulation 2003

under the

Necropolis Act 1901

1 Name of Regulation

This Regulation is the *Necropolis Amendment (Unused Burial Rights) Regulation 2003*.

2 Commencement

This Regulation commences on 1 February 2003.

3 Amendment of Necropolis Regulation 2002

The *Necropolis Regulation 2002* is amended as set out in Schedule 1.

Necropolis Amendment (Unused Burial Rights) Regulation 2003

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 3)

Part 3A

Insert after Part 3:

Part 3A Revocation of unused burial rights

15A Revocation of exclusive rights of burial: section 24 (5)

- (1) For the purposes of section 24 (5) of the Act, notice of the proposed revocation of exclusive rights of burial is to be given in accordance with this clause.
- (2) The trust must cause notice of its intention to revoke the rights of burial to be sent, by registered mail, to the person (if any) shown in the relevant register of burial places as the holder of those rights.
- (3) If no response to the notice is received within 28 days after the date on which it is sent, a second notice of the trust's intention is to be given by means of an advertisement, identifying the burial place and the name of the holder:
 - (a) displayed in a prominent position at the burial place concerned, at each entrance to the relevant portion of the Necropolis and at the offices of the trust, and
 - (b) published in at least one national and one local newspaper.
- (4) If no response to the second notice is received within 6 months after the date on which it is advertised, final notice of the trust's intention:
 - (a) identifying the burial place and the name of the holder, and
 - (b) allowing the holder 28 days from the date of the notice within which to enter into negotiations of the kind referred to in section 24 (6) of the Act,is to be given by means of an advertisement published in at least one national and one local newspaper.
- (5) If no person is shown in the relevant register of burial places as the holder of the exclusive rights of burial to be revoked, or

Necropolis Amendment (Unused Burial Rights) Regulation 2003

Amendment

Schedule 1

if trust has insufficient information to properly address the notice referred to in subclause (2), the trust is not required to send that notice but may in that case begin the notification process by means of the notice referred to in subclause (3).

15B Gazettal of revocation of rights

Within 28 days after revoking any exclusive rights of burial, the trust is to cause a notice:

- (a) identifying the burial place and the name of the former holder of those rights, and
- (b) indicating the date on which the rights were revoked, to be published in the Gazette.

15C Amount of compensation where no current scale of fees: section 24A (2)

- (1) For the purposes of section 24A (2) of the Act, the amount of compensation referred to in section 24A (1) (b) of the Act is to be half of the fee payable under the most recent applicable scale of fees, varied in proportion to any variation in the Consumer Price Index (All Groups Index) for Sydney that has occurred between the date on which that scale was established and the date of revocation of the exclusive rights of burial.
- (2) The trust must ensure that any report on its accounts contains an estimate of its contingent liability with respect to any exclusive rights of burial it has revoked.

15D Applications for entitlement: section 24A (5)

An application for an entitlement under section 24A of the Act:

- (a) must be in the form approved by the trust, and
- (b) must be accompanied by the appropriate fee, and
- (c) must be lodged with the trust within 6 years after the date on which the relevant exclusive rights of burial were revoked.

By-Laws



Crown Lands (General Reserves) Amendment (Unused Burial Rights) By-law 2003

under the

Crown Lands Act 1989

Her Excellency the Governor, with the advice of the Executive Council, has made the following By-law under the *Crown Lands Act 1989*.

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

Explanatory note

The object of this By-law is to amend the *Crown Lands (General Reserves) By-law 2001* so as to complete the legislative scheme with respect to the revocation of unused burial rights that has been introduced into that By-law by the *Cemeteries Legislation Amendment (Unused Burial Rights) Act 2001*. The amendments made by this By-law deal with the advertising procedure that must be complied with before unused burial rights may be revoked, the amount of compensation payable when there is no applicable scale of fees by which such an amount can be calculated under the existing provisions of the scheme, the manner and form in which applications under the scheme must be made and the accounting standards to be observed by reserve trusts. These amendments parallel amendments that are being made to an identical scheme under the *Necropolis Act 1901*.

This By-law is made under the *Crown Lands Act 1989*, including section 128 (the general power to make by-laws).

Clause 1 Crown Lands (General Reserves) Amendment (Unused Burial Rights) By-law 2003

Crown Lands (General Reserves) Amendment (Unused Burial Rights) By-law 2003

under the

Crown Lands Act 1989

1 Name of By-law

This By-law is the *Crown Lands (General Reserves) Amendment (Unused Burial Rights) By-law 2003*.

2 Commencement

This By-law commences on 1 February 2003.

3 Amendment of Crown Lands (General Reserves) By-law 2001

The *Crown Lands (General Reserves) By-law 2001* is amended as set out in Schedule 1.

Crown Lands (General Reserves) Amendment (Unused Burial Rights) By-law 2003

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 3)

[1] Clause 31A Revocation of exclusive rights of burial

Insert at the end of clause 31A:

- (2) Before revoking any exclusive rights of burial under this clause, the reserve trust must cause notice of its intention to do so to be sent, by registered mail, to the person (if any) shown in the relevant register of burial places as the holder of those rights.
- (3) If no response to the notice is received within 28 days after the date on which it is sent, a second notice of the reserve trust's intention is to be given by means of an advertisement, identifying the burial place and the name of the holder:
 - (a) displayed in a prominent position at the burial place concerned, at each entrance to the cemetery and at the offices of the reserve trust, and
 - (b) published in at least one national and one local newspaper.
- (4) If no response to the second notice is received within 6 months after the date on which it is advertised, final notice of the reserve trust's intention:
 - (a) identifying the burial place and the name of the holder, and
 - (b) allowing the holder 28 days from the date of the notice within which to enter into negotiations of the kind referred to in subclause (6),is to be given by means of an advertisement published in at least one national and one local newspaper.
- (5) If no person is shown in the relevant register of burial places as the holder of the exclusive rights of burial to be revoked, or if the reserve trust has insufficient information to properly address the notice referred to in subclause (2), the trust is not required to send that notice but may in that case begin the notification process by means of the notice referred to in subclause (3).

Crown Lands (General Reserves) Amendment (Unused Burial Rights) By-law 2003

Schedule 1 Amendments

- (6) At any time before the expiry of the period for responding to the final notice, the holder of the exclusive rights of burial concerned may enter into negotiations with the reserve trust for:
- (a) the sale of those rights to the trust, or
 - (b) the retention of those rights.

[2] Clause 31AB

Insert after clause 31A:

31AB Gazettal of revocation of rights

Within 28 days after revoking any exclusive rights of burial, the reserve trust is to cause a notice:

- (a) identifying the burial place and the name of the former holder of those rights, and
- (b) indicating the date on which the rights were revoked, to be published in the Gazette.

[3] Clause 31B Compensation

Insert after clause 31B (1):

- (1A) If there is no alternative burial place available, or if there is no applicable scale of fees, the amount of compensation referred to in subclause (1) (b) is to be half of the fee payable under the most recent applicable scale of fees, varied in proportion to any variation in the Consumer Price Index (All Groups Index) for Sydney that has occurred between the date on which that scale was established and the date of revocation of the exclusive rights of burial.
- (1B) A reserve trust must ensure that any report on its accounts contains an estimate of its contingent liability with respect to any exclusive rights of burial it has revoked.

[4] Clause 31B (4A)

Insert after clause 31B (4):

- (4A) An application for an entitlement under this clause:
 - (a) must be in the form approved by the reserve trust, and

Crown Lands (General Reserves) Amendment (Unused Burial Rights) By-law 2003

Schedule 1 Amendments

- (b) must be accompanied by the fee set by the reserve trust under clause 20, and
- (c) must be lodged with the reserve trust within 6 years after the date on which the relevant exclusive rights of burial were revoked.

Note. Pursuant to clause 20 (8), the fee referred to in paragraph (b) is subject to variation or disallowance by the Minister.

OFFICIAL NOTICES

Appointments

POLICE ACT 1990

Appointment

HER EXCELLENCY the Governor, pursuant to section 36(1)(a) of the Police Act 1990, has appointed GRAEME ROBERT MORGAN to the position of Director, State Crime Command, Assistant Commissioner, a NSW Police Senior Executive Service position within Schedule 2 of the Police Act 1990, until 10 October 2005.

MICHAEL COSTA, MLC,
Minister for Police

POLICE ACT 1990

Appointment

HER EXCELLENCY the Governor, pursuant to section 36(1)(a) of the Police Act 1990, has appointed MARK WALTER ROBERT GOODWIN to the position of Assistant Commissioner, Operational Support, a NSW Police Senior Executive Service position within Schedule 2 of the Police Act 1990, for a period of three years.

MICHAEL COSTA, MLC,
Minister for Police

SUPERANNUATION ADMINISTRATION ACT 1996

APPOINTMENT

THE Hon M. R. Egan, MLC, Treasurer, Minister for State Development and Vice President of the Executive Council, pursuant to Sections 29(1) and 74(1) of the Superannuation Administration Act 1996, has appointed the officer listed below to the position as specified:

State Authorities Superannuation Trustee Corporation (STC)

and

First State Superannuation Trustee Corporation (FTC)

Don Alexander McLean, Chief Executive [20 January 2003]

The Hon M. R. EGAN, MLC,
Treasurer
Minister for State Development and
Vice President of the Executive Council

NSW Agriculture

PLANT DISEASES ACT 1924

Section 4(1)

PROCLAMATION P124

PROCLAMATION to regulate the importation, introduction and bringing into New South Wales of citrus and fortunella plant material from Queensland that is likely to introduce the disease Orange Stem Pitting strain of Tristeza virus into New South Wales

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, pursuant to section 4(1) of the Plant Diseases Act 1924, being of the opinion that the introduction of any plants or parts of plants (excluding fruit, rootstock seed and leaves) of the genera *Citrus* and *Fortunella* (all species) from Queensland, or that have originated from Queensland is likely to introduce the disease Orange Stem Pitting strain of Tristeza virus Orange into New South Wales, regulate the importation, introduction or bringing into New South Wales of any plants or parts of plants (excluding fruit, rootstock seed and leaves) of the genera *Citrus* and *Fortunella* (all species) from Queensland, or that have originated from Queensland, except with the approval in writing of the Chief, Division of Plant Industries, and in compliance with any conditions specified in that approval.

Note: For further information, contact the New South Wales Department of Agriculture on (02) 6391 3689. The New South Wales Department of Agriculture's reference is P124.

Signed and sealed at Sydney this 8th day of January 2003.

By Her Excellency's command

RICHARD AMERY, M.P.,
Minister for Agriculture

GOD SAVE THE QUEEN!

STOCK DISEASES ACT 1923

Notification No. 1768

Declaration of a Quarantine Area on account of Johnes disease in sheep
(the NSW OJD Management Area)

I, RICHARD AMERY, M.P., Minister for Agriculture, pursuant to sections 3(2)(a), 10 and 11 of the Stock Diseases Act 1923 (the Act):

- (a) REVOKE all Notifications declaring land to be a quarantine area on account of the presence or suspected presence of Johnes disease in sheep, goats, and deer (other than fallow deer) where the land forms part of the land described in the Schedule (the NSW OJD Management Area); and
- (b) RELEASE all owners or occupiers of land from an undertaking given by them on account of the presence or suspected presence of Johnes disease in sheep, goats, and deer (other than fallow deer where the land forms part of the land described in the Schedule; and
- (c) DECLARE the land described in the Schedule to be a quarantine area on account of the presence or suspected presence of Johnes disease in sheep.

—————
SCHEDULE

The area of land in New South Wales that does not form part of the Protected Area or Protected (Control) Area declared by Notification No. 1736-OJD published in Government Gazette No. 154 of 27 September 2002 at pages 8404-8407 on account of Johnes disease in sheep (called the 'Residual Area' in that Notification).

- Note: 1. It is an offence under section 20C(1)(c) of the Act to move any of the stock or cause or permit any of the stock to be moved into, within or out of a quarantine area, unless they are moved in accordance with a permit under section 7(6) or an order under section 8(1)(b) or section 14(4), or when all of the conditions set out in section 20C(3) are satisfied.
2. The course of action to be taken by the owner or occupier of the land in the quarantine area or the owner or person in charge of the stock in the NSW OJD Management Area shall be as ordered by an inspector.
 3. This declaration will be reviewed within 12 months of its making.

Dated this 15th day of January 2003.

RICHARD AMERY, M.P.,
Minister for Agriculture

NSW Fisheries

FISHERIES MANAGEMENT ACT 1994

FISHERIES MANAGEMENT (AQUACULTURE) REGULATION 2002

Clause 39 (4) — Notice of Aquaculture Lease Renewal

THE Minister has renewed the following Class 1 Aquaculture Lease:

OL71/357 within the estuary of Wallis Lake, having an area of 0.5830 hectares to Leonard AMATO and Veronica AMATO of Tuncurry, NSW, for a term of 15 years expiring on 17 March 2017.

OL58/127 within the estuary of the Camden Haven River, having an area of 2.9250 hectares to Herman Jan VAN HAREN and Robyn Penny VAN HAREN of Lorne via Kendall, NSW, for a term of 15 years expiring on 30 April 2018.

OL72/242 within the estuary of Wagonga Inlet, having an area of 3.2546 hectares to James Harry CROUCHER of Narooma, NSW, for a term of 15 years expiring on 22 August 2017.

OL71/221 within the estuary of Merimbula Lake, having an area of 1.7550 hectares to AQUACULTURE ENTERPRISES PTY LTD of Pambula, NSW, for a term of 15 years expiring on 25 September 2017.

OL73/201 within the estuary of the Hawkesbury River, having an area of 3.4322 hectares to Peter JOHNSON of Brooklyn, NSW, for a term of 15 years expiring on 14 February 2018.

OL72/071 within the estuary of the Manning River, having an area of 0.1526 hectares to Gary Clyde RUPRECHT and Errol Keith RUPRECHT of Mitchells Island, NSW, for a term of 15 years expiring on 5 March 2017.

OL80/212 within the estuary of the Manning River, having an area of 2.2439 hectares to Gary Clyde RUPRECHT and Errol Keith RUPRECHT of Mitchells Island, NSW, for a term of 15 years expiring on 27 April 2017.

OL81/044 within the estuary of the Manning River, having an area of 1.2965 hectares to Gary Clyde RUPRECHT and Errol Keith RUPRECHT of Mitchells Island, NSW, for a term of 15 years expiring on 20 June 2012.

OL73/096 within the estuary of the Macleay River, having an area of 2.5914 hectares to John Robert BARNETT and Christine Gai BARNETT of Kempsey, NSW, for a term of 15 years expiring on 3 September 2018.

OL86/232 within the estuary of the Macleay River, having an area of 0.6091 hectares to Thomas Eric LANGE of Arakoon, NSW, for a term of 15 years expiring on 22 June 2017.

FISHERIES MANAGEMENT ACT 1994

Notification Under Section 11 Revocation of Section 8 Fishing Closures

I, Edward OBEID, revoke the following closure notifications:

- “Fishing closure - ‘Fish Rock’ (South West Rocks area)” published in *Government Gazette* No. 115 on 31 July 1998.
- “Section 8 Notification - Fishing Closure, Botany Bay” published in *Government Gazette* No. 132 on 31 August 2001.
- “Section 8 Notification - Fishing Closure, Lake Macquarie” published in *Government Gazette* No. 132 on 31 August 2001.
- “Section 8 Notification - Fishing Closure” published in *Government Gazette* No. 150 on 5 October 2001, regarding the waters of Burrill Lake, Lake Brunderee, Lake Conjola, Meroo Lake, Mummuga Lake (also known as Dalmeny Lake), Narrawallee Inlet, St Georges Basin, Tomaga River, Tabourie Lake and Tuross Lake.
- “Section 8 Notification - Fishing Closure” published in *Government Gazette* No. 180 on 23 November 2001, regarding the waters of Richmond River and the Tweed River.
- “Section 8 Notification - Fishing Closure” published in *Government Gazette* No. 184 on 30 November 2001, regarding the waters of Back Lagoon (also known as Back Lake), Bega River, Bermagui River, Little Lake (also known as Little Tilba Lake or Hoyers Lake), Nelson Lagoon (also known as Nelson Lake), Nullica River, Pambula River, Towamba River (also known as Kiah River), Wonboyn Beach, Wonboyn Lake, Wonboyn River and Yowaka River.
- “Section 8 Notification - Fishing Closure” published in *Government Gazette* No. 188 on 7 December 2001, regarding the waters of Camden Haven River and Manning River.
- “Section 8 Notification - Fishing Closure” published in *Government Gazette* No. 188 on 7 December 2001, regarding the waters of Bellinger River, Deep Creek, Hastings River and Kalang River.
- “Section 8 Notification - Fishing Closure, Clarence River”, published in *Government Gazette* No. 133 on 23 August 2002.

Note: These closures are no longer necessary as they have been incorporated into the Fisheries Management (General) Regulation 2002.

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

FISHERIES MANAGEMENT ACT 1994

Section 11 and Section 8 Notification — Fishing Closure

General Estuarine Prawn Trawling Closure

Hawkesbury River

I, Edward OBEID, revoke the closure notification “General Estuarine Prawn Trawling Closure - Hawkesbury River” published in *Government Gazette* No. 141 of 27 October 2000 and all amendments thereto.

I do now, by this notification, prohibit the taking of fish and prawns by means of trawl nets of every description, and by the method of trawling by means of nets of every description, from all waters of the Hawkesbury River together with all its creeks, tributaries and inlets, from its confluence with the South Pacific Ocean, upstream to the vehicular ferry crossing at Lower Portland.

Prawn trawling conditions:

This prohibition does not extend to the taking of fish (including prawns) by a licensed commercial fisher exercising the authority of an endorsement to operate in the Estuary Prawn Trawl Restricted Fishery, operating from a licensed fishing boat which has a S3 (Hawkesbury River) Prawn Trawl endorsement using an otter trawl net (prawns), subject to the provisions of this notification including the following:

1. In the waters described in Schedule 1 the use of the net without a by-catch reduction device is permitted between sunrise and sunset if any prawns taken are returned immediately to the water alive.
2. In the waters described in Schedule 1 when the net is fitted with a by-catch reduction device approved by the Director of Fisheries.
3. In the waters described in Schedules 2 and 3 when the net is fitted with a by-catch reduction device approved by the Director of Fisheries.

This notification will be in effect from 17 January 2003 to 26 October 2005, inclusive.

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

SCHEDULE 1

<p style="text-align: center;">Column 1 <i>Waters in which prawn trawling is permitted</i></p>	<p style="text-align: center;">Column 2 <i>Periods during which prawn trawling is permitted</i></p>
<p>The waters of the Hawkesbury River upstream from a line drawn from the south-eastern corner of Middle Head to the north-eastern corner of West Head, to a line drawn across the river from the south-eastern most corner of Juno Point to the north-eastern most corner of Eleanor Bluff, and from that point to the north western most corner indicated by the Port Hand marker on Challenger Head.</p>	<p>From midnight Sunday to midnight Friday in each week, excluding public holidays.</p>

SCHEDULE 2

<p style="text-align: center;">Column 1 <i>Waters in which prawn trawling is permitted</i></p>	<p style="text-align: center;">Column 2 <i>Periods during which prawn trawling is permitted</i></p>
<p>The following waters of the Hawkesbury River and its tributaries:</p> <ul style="list-style-type: none"> • upstream from its entrance to the South Pacific Ocean, to a line drawn from the south-eastern corner of Middle Head to the north-eastern corner of West Head, but excluding Pittwater, south of a line drawn from Shark (or Warners) Rock to the north-eastern corner of West Head; • upstream from a line drawn across the river from the south-eastern most corner of Juno point to the north-eastern most corner of Eleanor Bluff, to a line drawn from the most westerly point of Croppy Point to the most northerly point of Green Point; • upstream from the rail bridge at Brooklyn to the downstream vehicular ferry crossing at Wiseman's Ferry but excluding Berowra Creek, Marra Marra (or Mother Marr's) Creek and Coba Bay, together with their tributary creeks and bays upstream from the most southwesterly point of Morgan Point to the most southeasterly point of Murrone Point; • Mangrove Creek together with its tributary creeks and bays, upstream to Oyster Shell Road Bridge; and • upstream of the Wiseman's Ferry vehicular ferry crossing, but excluding MacDonald River, Colo River (upstream of the West Portland Road bridge approximately 250 metres from its junction with the Hawkesbury River), and Webbs Creek, and their tributaries, to the vehicular ferry crossing at Lower Portland. 	<p>From midnight Sunday to 6pm Friday in each week, excluding public holidays.</p>

SCHEDULE 3

<p style="text-align: center;">Column 1 <i>Waters in which prawn trawling is permitted</i></p>	<p style="text-align: center;">Column 2 <i>Periods during which prawn trawling is permitted</i></p>
<p>The waters of Marra Marra (or Mother Marr's) Creek and Coba Bay, upstream from a line drawn from the most southeasterly point of Murrone point to the most southwesterly point of Morgan Point and then to the northeastern point of entry to Coba Bay.</p>	<p>From sunrise to sunset in each of the days Monday to Thursday (inclusive), and from sunrise to 6pm Friday in each week.</p>

FISHERIES MANAGEMENT ACT 1994

Section 8 and 11 Notification — Fishing Closure

General Estuarine Prawn Trawling Closure

Port Jackson

I, Edward OBEID, revoke the closure notification “General Estuarine Prawn Trawling Closure – Port Jackson” published in *Government Gazette* No. 172 of 11 October 2002.

I, do now by this notification prohibit the taking of fish and prawns by means of trawl nets of every description, or by the method of trawling by means of nets of every description, from all waters of Port Jackson.

This notification will be in effect from 17 January 2003 to 30 October 2003, inclusive.

This prohibition does not extend to the taking of prawns and fish by a licensed commercial fisher:

- exercising the authority of an endorsement to operate in the Estuary Prawn Trawl Restricted Fishery;
- operating from a licensed fishing boat which has a S2 Port Jackson Prawn Trawl endorsement;
- using an otter trawl net (prawns) fitted with a by-catch reduction device approved by the Director, NSW Fisheries for the waters of Port Jackson; and
- when fishing in the waters described in Column 1 of the schedule below, during the period shown opposite in Column 2 of that Schedule;

subject to the provisions of this notification.

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

SCHEDULE

Column 1 <i>Waters</i>	Column 2 <i>Periods during which prawn trawling is permitted</i>
The waters of Port Jackson together with all its rivers, bays and tributaries which are not closed to netting under any other schedule or Notification.	<ol style="list-style-type: none"> 1. From 5 p.m. Mondays to Thursdays (inclusive) to 9 a.m. the following day, and from 5pm Friday to midnight Friday in each week in the period between 5pm Monday 21 October 2002 and midnight Thursday 17 April 2003, excluding public holidays. 2. From 5 p.m. Mondays to Thursdays (inclusive) to 9 a.m. the following day, and from 5pm to midnight Friday in each week, excluding public holidays, in a period as determined by the District Fisheries Officer, Sydney North, as detailed in the conditions of this Schedule.

Conditions:

Late closing trial criteria for Port Jackson prawn trawling:

- 1) A prawn trawling trial may be undertaken to establish the late closing of the Port Jackson prawn trawling season. The trial is to be undertaken in a manner agreed between the District Fisheries Officer, Sydney North, and representatives of persons entitled to prawn trawl in Port Jackson.
- 2) Five 40 minute shots at different locations of which at least one shot yields a minimum of 1 kilogram of prawns, as determined by the District Fisheries Officer, Sydney North, will allow the late closing of the Port Jackson estuarine prawn trawling season.
- 3) The closing date of the Port Jackson prawn trawling season shall be notified by a public notice in the Sydney Morning Herald newspaper and notices displayed at the Sydney Fish Markets and the NSW Fisheries Office at Wollstonecraft.
- 4) The first closing trial shall commence 5 p.m. Wednesday 16 April 2003. If the trial criteria is reached the prawn trawling season shall be extended to 9 a.m. Friday 2 May 2003. A second closing trial shall commence 5 p.m. Wednesday 30 April 2003. If this trial criteria is reached the prawn trawling season shall be extended to 9 a.m. Friday 16 May 2003.

FISHERIES MANAGEMENT ACT 1994

Section 11 and Section 8 Notification — Fishing Closure

Clarence River, its Lakes, Lagoons, Inlets, Channels, Creeks and Tributaries

County of Clarence

I, Edward OBEID, revoke the closure notification “Clarence River, its Lakes, Lagoons, Inlets, Channels, Creeks and Tributaries” published in *Government Gazette* No. 159 of 8 December 2000 and all amendments thereto.

I do now, by this notification, prohibit the taking of fish by the methods of fishing specified in Column 1 of Schedules 1 to 16 of this notification, from the waters shown opposite in Column 2, respectively, of those schedules, with the exception of schedules 7, 8B, 8C and 8D. Fishing will be further subject to the ‘conditions’ or ‘time periods’ as specified in, for, and with respect to, any schedule of this notification.

This notification will be in effect from 17 January 2003 to 7 December 2005, inclusive.

The word ‘Regulation’, where appearing in this notification, refers to the Fisheries Management (General) Regulation 2002.

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

SCHEDULE 1

Clarence River and the Broadwater — Mesh Netting

<i>Column 1</i> Methods	<i>Column 2</i> Waters
<p>By means of meshing nets (as prescribed by cl 41 of the Regulation), except by the following method:</p> <ol style="list-style-type: none"> 1) The net shall be shot in a ring or semi-circle from one or two boats. 2) After the net has been set, drawing in of the net shall commence within 45 minutes. 3) Fish shall be removed from the net during drawing in of the net. 4) No more than two fishers shall operate the net. These fishers shall remain with the net throughout the operation. 	<p>Clarence River - all waters including all bays, inlets, creeks and tributaries upstream of a line drawn across the River at its entrance between the eastern extremities of the northern and southern breakwaters, upward, to a line drawn across the River from the southern most extremity of Paddy’s Point south-easterly to the north-western corner of portion 166 at Taloumbi, together with Oyster Channel, Romiaka Channel, Micalo Channel and Palmer’s Channel.</p> <p>Clarence River (North Arm) - all waters including all bays, inlets, creeks and tributaries upstream from its junction with the main Clarence River to a line drawn from the western point of entrance to the Esk southerly to the north western corner of portion 151 at Harwood, including Esk or Fresh Water River.</p> <p>The Broadwater - the whole of the waters of the Broadwater area within the Clarence River, northwards from a line between a post marked FD1 on the foreshore of Emerald’s Point generally westerly to a post marked FD2 located on Neddy’s Point.</p>

SCHEDULE 2

Wooloweyah Estuary — Mesh Netting

<i>Column 1</i> Methods	<i>Column 2</i> Waters
<p>By means of meshing nets (as prescribed by cl 41 of the Regulation), except by the following method:</p> <ol style="list-style-type: none"> 1) The net shall be shot in a ring or semi-circle from one or two boats. 2) After the net has been set drawing in of the net shall commence within 45 minutes. 3) Fish shall be removed from the net during drawing in of the net. 4) No more than two fishers shall operate the net. <p>These fishers shall remain with the net throughout the operation.</p>	The whole of the waters of the Wooloweyah Estuary.
<p>Time period: This closure will only apply from 1 September each year to 31 May each ensuing year, all dates inclusive.</p>	

SCHEDULE 3

Orara River- Netting

<i>Column 1</i> Methods	<i>Column 2</i> Waters
By means of nets of every description, except the landing net , as prescribed by cl 53 of the Regulation.	The whole of the waters of the Orara River, its creeks, tributaries and inlets, upstream to its source from a line drawn across the river approximately 11km upstream from its junction with the Clarence River at a point known as Jacky's Creek.

SCHEDULE 4

Clarence River at Copmanhurst, Mitchell (Mann) River and Nymboida River — Netting

<i>Column 1</i> Methods	<i>Column 2</i> Waters
By means of nets of every description, except the landing net , as prescribed by cl 53 of the Regulation.	The whole of the waters of the Clarence River together with all its lakes, lagoons, inlets, channels, creeks and tributaries, upward to its source from a line drawn across the river at the power lines above the rapids approximately 0.5km from the township of Copmanhurst, including the Mitchell or Mann River and Nymboida River and their tributaries.

SCHEDULE 5

Yamba Bay and McKittrick's Channel — Trawl Nets

<i>Column 1</i> Methods	<i>Column 2</i> Waters
By means of trawl nets of every description, as prescribed by Regulation.	The whole of the waters of that part of the Clarence River being the whole of Yamba Bay and that part of McKittrick's Channel between the old viaduct to Freeburn Island and a line drawn from the eastern extremity of the Middle Training Wall to the Public Wharf at Yamba.

SCHEDULE 6

Clarence River — Weekend Netting

<i>Column 1</i> Methods	<i>Column 2</i> Waters
By means of nets of every description, except the dip or scoop net , the push or scissors net , hoop or lift net and hand hauled prawn nets , when used for the capture of prawns only, and the landing net , as prescribed by Regulation, with the exception that fish may be taken by the method of fishing described in Column 1 of Schedule 7 of this Notification.	The whole of the waters of the Clarence River together with all its lakes, lagoons, inlets, channels, creeks and tributaries, upstream to its source from its confluence with the South Pacific Ocean.
Time period: This closure will only apply from 8 a.m. Saturday to 8 a.m. Monday in each week.	

SCHEDULE 7

Clarence River — Weekend Hauling

<i>Column 1</i> Methods	<i>Column 2</i> Waters
By means of general purpose hauling nets , as prescribed by cl 26 of the Regulation.	The whole of the waters of the Clarence River together with all its lakes, lagoons, inlets, channels, creeks and tributaries from its confluence with the South Pacific Ocean upwards to its source to a line from the western point of entrance to Palmer's Channel north-westerly to the northern point of Mororo Bridge in North Arm, but excluding the waters of Palmer's Channel and Wooloweyah Estuary.
Time period: This closure will only apply from 1 April to 31 August each year. Condition: This schedule permits hauling on weekends as an exception to Schedule 6 of this notification.	

SCHEDULE 8 — PART A

Clarence River — Traps

<i>Column 1</i> Methods	<i>Column 2</i> Waters
By means of traps of every description, for the use of taking fish of every description with the exception that fish may be taken by the method of fishing described in Column 1 of Schedule 8 PART B, Schedule 8 PART C, and Schedule 8 PART D of this Notification.	The whole of the waters of the Clarence River together with all its lakes, lagoons, inlets, channels, creeks and tributaries from a line drawn across the entrance from the southern extremity of the Iluka training wall to the north-eastern extremity of the Yamba training wall upwards to its source.

Schedule 8 — PART B

Clarence River — Traps

<i>Column 1</i> Methods	<i>Column 2</i> Waters
Fish traps prescribed by cl 59 of the Regulation.	The whole of the waters of the Clarence River together with all its lakes, lagoons, inlets, channels, creeks and tributaries from a line drawn across the entrance from the southern extremity of the Iluka training wall to the north-eastern extremity of the Yamba training wall upwards to a line drawn south-westerly from the north-western extremity of Goodwood Island training wall to the south-western extremity of Freeburn Island, and produced to meet the south-western foreshore of Clarence River, but excluding the whole of Yamba Bay and that part of McKittrick's Channel between the old viaduct to Orogandiman or Freeburn Island and a line drawn from the eastern extremity of the Middle training wall to the Public Wharf at Yamba.
Time period: This closure will only apply from 1 May to 31 August each year.	

SCHEDULE 8 — PART C

Clarence River — Eel Traps

<i>Column 1</i> Methods	<i>Column 2</i> Waters
Eel traps (as prescribed by cl 65 of the Regulation), no part of the trap shall be more than 5m from the shore irrespective of tidal position, such distance being measured horizontally, are permitted in the waters shown in Column 2 of this Schedule.	The whole of the waters of the Broadwater area of the Clarence River, and in all swamps, creeks and flood mitigation channels which feed into the River between its mouth and the Grafton Railway Bridge and the main part of the Clarence River and its tributaries (including the Orara River upstream to the Gwydir Highway Road Bridge) between the Ulmarra Ferry wire and the Copmanhurst power line, with the exception of that area between a line drawn due west from the southern extremity of Carrs Peninsula and a line drawn from the northern end of portion 28 at Ulmarra to the north eastern end of portion 44 at Great Marlow.

SCHEDULE 8 — PART D

Clarence River — Crab Traps

<i>Column 1</i> Methods	<i>Column 2</i> Waters
Crab traps (as prescribed by cl 61 of the Regulation).	The whole of the waters of the Clarence River together with all its lakes, lagoons, inlets, channels, creeks and tributaries upward to the Old Ashby Ferry crossing at Maclean from its confluence with the South Pacific Ocean.

SCHEDULE 9

Clarence River — Prawn Hauling

<i>Column 1</i> Methods	<i>Column 2</i> Waters
By means of prawn hauling nets, as prescribed by the Regulation.	The whole of the waters of the Clarence River together with all its lakes, lagoons, inlets, channels, creeks and tributaries, upward to its source from its confluence with the South Pacific Ocean.

SCHEDULE 10

Clarence River — Estuarine Trawling Closure

<i>Column 1</i> Methods	<i>Column 2</i> Waters
By means of trawl nets of every description with the exception of the otter trawl net (prawns), fitted with a by-catch reduction device approved by the Director of Fisheries, as prescribed by cl 38 of the Regulation, operated from a licensed fishing boat such licence having an endorsement authorising the boat to operate, within the time period below.	The whole of the waters of the Clarence River together with all its lakes, lagoons, inlets, channels, creeks and tributaries, excluding the waters of the Wooloweyah Estuary together with its creeks and tributaries, from its junction with the South Pacific Ocean upwards to the Vehicular ferry crossing at Ulmarra, which are not closed to netting under any other Notification.
Time period: From 8 a.m. to 6 p.m. on Monday, and 7 a.m. to 6 p.m. on each of the days Tuesday to Friday (inclusive), excluding public holidays, in each week from the Monday nearest to 1 December in each year (inclusive) to the Friday nearest to 31 May in each succeeding year.	

SCHEDULE 11

Wooloweyah Estuary — Estuarine Trawling Closure

<i>Column 1</i> Methods	<i>Column 2</i> Waters
By means of trawl nets of every description with the exception of the otter trawl net (prawns), as prescribed by cl 38 of the Regulation, and fitted with a by-catch reduction device approved by the Director of Fisheries, operated from a licensed fishing boat such licence having an endorsement authorising the boat to operate, within the time period below.	The whole of the waters of the Wooloweyah Estuary.
Time period: From 8 a.m. to 6 p.m. on Monday, and from 7 a.m. to 6 p.m. on each of the days Tuesday to Friday (inclusive), excluding public holidays, in each week from the first Tuesday on/or after 1 October in each year (inclusive) to the Friday nearest to 31 May in each succeeding year.	

SCHEDULE 12

Oyster Channel — Estuarine Trawling Closure

<i>Column 1</i> Methods	<i>Column 2</i> Waters
The use of trawl nets of every description, or by the method of trawling by means of nets of every description for the use of taking fish and prawns.	The whole of the waters of the Oyster Channel from Yamba Road bridge upstream to its junction with the Wooloweyah Estuary determined by a line drawn from the eastern extremity of Joss Island to the eastern extremity of Corokos Island.

SCHEDULE 13

The Broadwater (Clarence River) — Estuarine Trawling Closure

<i>Column 1</i> Methods	<i>Column 2</i> Waters
The use of trawl nets of every description, or by the method of trawling by means of nets of every description for the use of taking fish and prawns.	The whole of the waters of the Broadwater area within the Clarence River, northwards from a line between a post marked FD1 on the foreshore of Emerald's Point generally westerly to a post marked FD2 located on Neddy's Point.

SCHEDULE 14

The Crystal Bay (Clarence River) — Net Closure

<i>Column 1</i> Methods	<i>Column 2</i> Waters
By means of nets of every description.	That piece of water known as Crystal Bay, south and east of a line drawn from the centre of the turning circle of Westringa Place to the northern most point of Witonga Drive.

SCHEDULE 15

The Sportsman's Creek (Clarence River) — Net Closure

<i>Column 1</i> Methods	<i>Column 2</i> Waters
By means of nets of every description.	The whole of the waters of that part of Sportsman's Creek together with its creeks, tributaries and inlets from the weir above Lawrence upwards to its source.

SCHEDULE 16

Set Mesh Net Closure

<i>Column 1</i> Methods	<i>Column 2</i> Waters
By means of meshing nets , except when such nets are used by the method of ' splashing ' (that is, shooting the net, splashing the water in the vicinity and retrieving the net as a continuous operation), as prescribed by cl 41 of the Regulation.	<ol style="list-style-type: none"> 1) All waters of the Clarence River and tributaries, upstream from the Koolkhan Power Station. 2) The whole of the waters of Sportsman's Creek down stream of the weir above Lawrence, and the whole of the waters of Shark Creek and the Esk River. 3) Coldstream All waters of the Coldstream River, upstream of the Tucabia road bridge.
Time period: This closure will only apply from 15 May to 31 August in each year.	

FISHERIES MANAGEMENT ACT 1994

Section 8 and 11 Notification — Fishing Closure

All Commercial Ocean Hauling Nets — Periodical Beach Closures

I, Edward OBEID, revoke the closure notification “All Commercial Ocean Hauling Nets, Beach Closures” published in *Government Gazette* No. 48 of 22 February 2002.

I do now prohibit the taking of fish by licensed commercial fishers from the waters of the ocean hauling fishery, by the nets prescribed for the ocean hauling fishery, used from or immediately adjacent to the beaches described in Column 1 of the Schedules 1-4 below, for the period described in Column 2 of those Schedules.

This notification is effective from 17 January 2003 until 20 February 2006, inclusive.

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

SCHEDULE 1

Region 1 — the waters between the border of New South Wales and Queensland, and the parallel 29°15' south latitude

Column 1 Closed Beaches	Column 2 Period of Closure
All ocean beaches bounded by Point Danger at Tweed Heads south to Goanna Headland (Evans Headland).	From 8am Good Friday to 12 Midnight on Easter Sunday in each of the years 2003 to 2005.

SCHEDULE 2

Region 2 — the waters between the parallel 29°15' south latitude and the parallel 29°45' south latitude

Column 1 Closed Beaches	Column 2 Period of Closure
Bluff Beach (Iluka)	From 1 December in each of the years 2002 to 2005, to 31 January in each succeeding year.

SCHEDULE 3

Region 3 — the waters between the parallel 29°45' south latitude and the parallel 31°44' south latitude

Column 1 Closed Beaches	Column 2 Period of Closure
<ul style="list-style-type: none"> • Station Creek Beach (North of Red Rock) • Main Beach (Nambucca Heads) • Grassy Beach bounded by Grassy Head and Middle Head • Smoky Cape - Laggars Point south to a point due west of Black Rocks (approx. 3000 metres south from Smoky Cape). • Town Beach (Port Macquarie) • Flynns Beach • Shelly Beach • Miners Beach • Lighthouse Beach - That part from the southern extremity of Tacking Point south to Watonga Rock. 	From 1 October in each of the years 2002 to 2005, to the last day in February in each succeeding year.
Grants Beach (North Haven Beach) - That part from the northern breakwall to Camden Haven Inlet for a distance of 1000 metres.	From 1 December in each of the years 2002 to 2005, to 31 January in each succeeding year.
Hat Head Beach - That portion of Hat Head Beach for a distance of 1000 metres from Korogoro Creek mouth, north to pedestrian access No. 6.	Between official sunrise and official sunset in the period from 15 December in each of the years 2002 to 2005, to 31 January in each succeeding year.

SCHEDULE 4

Region 5 — the waters between the parallel 33°25' south latitude and the parallel 34°20' south latitude

Column 1 Closed Beaches	Column 2 Period of Closure
<ul style="list-style-type: none"> • Whale Beach • Avalon Beach • Bilgola Beach • Bungan Beach • Basin Beach • Mona Vale Beach • Warriewood Beach • Turimetta Beach • Narrabeen Beach • Collaroy Beach • Dee Why Beach • Manly Beach • All ocean beaches bounded by South Head and Cape Banks 	From 1 November in each of the years 2002 to 2005, to the last day in February in each succeeding year.

FISHERIES MANAGEMENT ACT 1994

Notification Under Section 11
Revocation of Section 8 Fishing Closures

I, Edward OBEID, revoke the following closure notifications:

- “Notification under section 8 - Fishing closure, Netting for Freshwater Native Finfish in Inland NSW” published in *Government Gazette* No. 158 on 6 November 1998.

- “Fishing closure – All Commercial Fishing” published in *Government Gazette* No. 93 on 21 July 2000.

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

Note: These closures are no longer necessary due to amendments to the Fisheries Management (General) Regulation 2002.

Department of Land and Water Conservation

Land Conservation

DUBBO OFFICE

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

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

Land District: Walgett.
 Local Government Area:
 Walgett Shire Council.
 Locality: Denham.
 Reserve No. 94989.
 Public Purpose: Future
 public requirements.
 Notified: 22 May 1981.
 File No.: DB02 H 442/1.

COLUMN 2

The whole being Lot 19, DP No.
 752240, Parish Cryon, County
 Denham, of an area of 2541
 hectares.

Note: Proposed Conversion of Perpetual Lease 128993 into
 Incomplete Purchase 128993.

ERRATUM

IN the notice which appeared in the *Government Gazette* of the 23 August 2002, Folio 6456, under the heading of "Notification of Closing of Roads" for the Dubbo Office, the Notice is hereby amended by the deletion of the text "not being land under the Real Property Act" and the insertion of "being land under the Real Property Act".

File No.: DB01 H 349.

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

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

**PLAN OF MANAGEMENT FOR A CROWN RESERVE
 UNDER DIVISION 6 OF PART 5 OF THE CROWN
 LANDS ACT 1989 AND CROWN LANDS
 REGULATION 1990**

A draft plan of management has been prepared for the Crown reserve described hereunder, which is under the trusteeship of the Nambucca Heads Bellwood Park Reserve Trust.

Inspection of the draft plan can be made at:

1. Department of Land and Water Conservation,
76 Victoria Street, Grafton, NSW 2460;
2. Nambucca Shire Council,
44 Princess Street, Macksville, NSW 2447;
3. Nambucca Heads Library,
Ridge Street, Nambucca Heads, NSW 2447;

during normal business hours.

Representations are invited from the public on the draft plan. These may be made in writing for a period of 28 days commencing from 20 January 2003 and should be sent to the Land Access Manager, North Coast, Department of Land and Water Conservation, Locked Bag 10, Grafton, NSW 2460.

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

Description of Reserve

*Land District — Grafton;
 Parish — Nambucca;
 Local Government Area — Nambucca Shire;
 County — Raleigh.*

Reserve 77534, notified in the *Government Gazette* of 15 April 1955, comprising Lot 7002, DP 755550.

Location: Bellwood Park Reserve.

Public Purpose: Public recreation.

File No.: GF00 R 57.

**PLAN OF MANAGEMENT FOR A CROWN RESERVE
 UNDER DIVISION 6 OF PART 5 OF THE CROWN
 LANDS ACT 1989 AND CROWN LANDS
 REGULATION 1990**

A draft plan of management has been prepared for the Crown reserve described hereunder, which is under the trusteeship of the Clarence Coast Reserves Trust.

Inspection of the draft plan can be made at:

1. Department of Land and Water Conservation,
76 Victoria Street, Grafton, NSW 2460;
2. Maclean Shire Council,
50 River Street, Maclean, NSW 2463;

3. Maclean Council Library, Iluka,
Iluka, NSW 2464;

during normal business hours.

Representations are invited from the public on the draft plan. These may be made in writing for a period of 42 days commencing from 20 January 2003 and should be sent to the Land Access Manager, North Coast, Department of Land and Water Conservation, Locked Bag 10, Grafton, NSW 2460.

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

Description of Reserve

*Land District — Grafton;
 Parish — Nanegai;
 Local Government Area — Maclean;
 County — Clarence.*

Reserve 79295, notified in the *Government Gazette* of 25 January 1957, comprising Lot 7007, DP 1021239.

Location: Iluka Reserve, Iluka.

Public Purpose: Public recreation and resting place.

File No.: GF02 R 92.

**PLAN OF MANAGEMENT FOR A CROWN RESERVE
 UNDER DIVISION 6 OF PART 5 OF THE CROWN
 LANDS ACT 1989 AND CROWN LANDS
 REGULATION 1990**

A draft plan of management has been prepared for the Crown reserve described hereunder, which is under the trusteeship of the Clarence Coast Reserves Trust.

Inspection of the draft plan can be made at:

1. Department of Land and Water Conservation,
76 Victoria Street, Grafton, NSW 2460;
2. Maclean Shire Council,
50 River Street, Maclean, NSW 2463;
3. Maclean Council Library, Iluka,
Iluka, NSW 2464;

during normal business hours.

Representations are invited from the public on the draft plan. These may be made in writing for a period of 42 days commencing from 20 January 2003 and should be sent to the Land Access Manager, North Coast, Department of Land and Water Conservation, Locked Bag 10, Grafton, NSW 2460.

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

Description of Reserve

*Land District — Grafton;
Parish — Yamba;
Local Government Area — Maclean;
County — Clarence.*

Reserve 1003009, notified in the *Government Gazette* of 7 September 2001, comprising Lot 7040, DP 1023318.

Location: Yamba Bay Foreshore Reserve.

Public Purpose: Public recreation and coastal environmental protection.

File No.: GF02 R 82.

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

A notice appearing in the *Government Gazette* of 6 December 2002, No. 246, Folio 10432, under Erratum under the heading of 'APPOINTMENT OF CORPORATION TO MANAGE RESERVE TRUST' is amended by altering the name of the corporation in Column 1 from 'Cyprus Centre Narrandera Incorporated' to Cypress Centre (Narrandera) Incorporated. Under the heading 'ESTABLISHMENT OF RESERVE TRUST' is amended by altering the name of the reserve trust from 'Cyprus Centre Narrandera Incorporated (R91311) Reserve Trust' to Cypress Centre (Narrandera) Incorporated (R91311) Reserve Trust.

File No.: GH90 R 9.

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

MAITLAND OFFICE
Department of Land and Water Conservation
Newcastle Road (PO Box 6), East Maitland, NSW 2323
Phone: (02) 4937 9300 Fax: (02) 4934 2252

**ASSESSMENT OF CROWN LAND UNDER PART 3 OF
 THE CROWN LANDS ACT 1989 AND CROWN
 LANDS REGULATION 2000**

A draft assessment has been prepared for Crown Land situated as described hereunder.

Inspection of this draft assessment during normal business hours may be made at the following listed locations.

Department of Land and Water Conservation (Maitland),
 Cnr Banks and Newcastle Road, East Maitland;

Gosford City Council, Mann Street, Gosford.

Submissions in writing will be accepted by the Manager, Resource Knowledge, Department of Land and Water Conservation, 464 King Street, Newcastle West 2302 until 4.00 p.m. on 14 February 2003.

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

Description

Draft assessment of Crown Land below mean high water mark of Brisbane Water, fronting Lot B, DP 338628 at Booker Bay, about 100 square metres, Parish Patonga, County Northumberland. Land NSW is considering a licence application for waterfront structures.

Land Assessment No.: 562.

File No.: MD02 H 38.

NOTIFICATION OF CLOSING OF ROAD

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

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

Description

Parish — Colonna;
County — Durham;
Land District — Dungog;
Local Government Area — Dungog.

Road Closed: Lot 1, DP 1047548 at Eccelston (not being land under the Real Property Act).

File No.: MD01 H 03.

Note: On closing, the land within Lot 1, DP 1047548, will remain land vested in the Crown as Crown Land.

**ASSESSMENT OF CROWN LAND UNDER PART 3 OF
 THE CROWN LANDS ACT 1989 AND CROWN
 LANDS REGULATION 2000**

A draft assessment has been prepared for Crown Land situated as described hereunder.

Inspection of this draft assessment during normal business hours may be made at the following listed locations.

Department of Land and Water Conservation
 (Maitland),
 Cnr. Banks and Newcastle Road, East Maitland.

Port Stephens Council,
 Pacific Highway, Raymond Terrace.

Submissions in writing will be accepted by the Manager, Resource Knowledge, Department of Land and Water Conservation, 464 King Street, Newcastle West 2302 until 4.00 p.m. on 17 February 2003.

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

Description

Draft assessment of Crown Land at Garden Island being unsurveyed Crown Land below the mean high water mark of Port Stephens, about 55 square metres, Parish Tomaree, County Gloucester. Land NSW is considering a licence application for two (2) proposed jetties with ramps and pontoons.

Land Assessment No.: 563.

File No.: MD02 H 162.

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

**DRAFT ASSESSMENT OF LAND AT ANGUS PLACE
 UNDER PART 3 OF THE CROWN LANDS ACT 1989
 AND CROWN LANDS REGULATIONS 2000**

A draft land assessment has been prepared for Crown Land situated at Angus Place being land described hereunder.

Inspection of this draft assessment can be made at the Orange Office of Land NSW, Department of Land and Water Conservation, Cnr. Kite and Anson Streets (PO Box 2146), Orange 2800 and Lithgow Council Chambers, during normal business hours.

Representations are invited from the public on the draft assessment. These may be made in writing for a period of 28 days commencing from 17 January 2003, and should be addressed to Louise Harcombe, Resource Compliance Unit, Orange, at the above address.

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

Description

*Parish — Cox;
 County — Cook;*

Land District and Shire — Lithgow.

A parcel of Crown Land being Portions 71, 72 and 73, DP 751636 and adjoining unsurveyed Crown Land (east of Portion 56), of approximately 2.63 hectares. Land is contained within Permissive Occupancy 1961/37 Lithgow, approximately 8km north of Wallerawang.

File No.: OE080 H 3162/2.

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 thereunder, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

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

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Herbert REEVES (re-appointment), Gladys MacKANDER (re-appointment), John CHADWICK (re-appointment), Neva Ann LILLEY (re-appointment).	Running Stream Recreation Reserve Trust.	Reserve No.: 37372. Public Purpose: Public recreation. Notified: 12 March 1904. File No.: OE80 R 121/3.

Term of Office

For a term commencing this day and expiring 23 January 2008.

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

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

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

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Jon Robert GUYVER.	Ophir (R65909) Reserve Trust.	Reserve No.: 65909. Public Purpose: Public recreation. Notified: 3 April 1936. File No.: OE80 R 16/6.

Term of Office

For a term commencing this day and expiring 16 April 2003.

SYDNEY METROPOLITAN OFFICE
Department of Land and Water Conservation
Level 12, Macquarie Tower, 10 Valentine Avenue, Parramatta, NSW 2150
PO Box 3935, Parramatta, NSW 2124
Phone: (02) 9895 7657 Fax: (02) 9895 6227

NOTIFICATION OF CLOSING OF ROADS

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

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

—
Descriptions

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

Lot 1, DP 1041933 at Bayview, Parish Narrabeen, County Cumberland (not being land under the Real Property Act).

File No.: MN99 H 20.

Note: On closing, title for the land in Lot 1 remains vested in the Crown.

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

Lot 120, DP 1033865 at Whale Beach, Parish Narrabeen (Sheet 1), County Cumberland (being land in CT Vol. 3758, Folio 71).

File No.: MN00 H 261.

Note: On closing, title for the land in Lot 120 remains vested in Pittwater Council as operational land.

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

Lot 121, DP 1033863 at Whale Beach, Parish Narrabeen (Sheet 1), County Cumberland (being land in CT Vol. 3758, Folio 71).

File No.: MN00 H 262.

Note: On closing, title for the land in Lot 121 remains vested in Pittwater Council as operational land.

ERRATA

THE notification appearing in the *Government Gazette* of 20 September 2002, Folio 8225, under the heading of "Notification of Closing of Roads" relating to Lots 1 and 2, DP 1044415 at Eagle Vale with reference to being land in CT 45/261580 should read being land in CT Vol. 14057, Folio 152.

File No.: MN01 H 199.

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

THE notification appearing in the *Government Gazette* of 20 September 2002, Folio 8225, under the heading of "Notification of Closing of Roads" relating to Lots 1, 2 and 3, DP 1044412 at Raby with reference to being land in CsT 1/543009, 2/560356 and 66/259220 should read being land in CsT Vol. 11595, Folio 140, Vol. 12065, Folio 94 and Vol. 13930, Folio 116.

File No.: MN01 H 160.

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

TRUSTEES OF SCHOOLS OF ARTS ENABLING ACT 1902

Appointment of Incorporated Body as Trustee
Comleroy Road School of Arts

Parish — Currency;
County — Cook;
Land District — Windsor;
City — Hawkesbury.

IT is hereby notified for general information that the offices of Allan Stuart Gale, Noel Mitchell and Richard Blade McNeill, as trustees of the Comleroy Road School of Arts, have been declared vacant. The undermentioned incorporated body has been elected as trustee at a meeting of members held in accordance with the provisions of section 14 of the Trustees of Schools of Arts Enabling Act 1902.

I therefore in pursuance of the power given me in the same section hereby approve of the appointment of the following incorporation as trustee of the Comleroy Road School of Arts.

COMLEROY ROAD SCHOOL OF ARTS
INCORPORATED (Registered No. 9876350)

File No.: MN89 R 26.

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

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

ROADS ACT 1993

ORDER

Transfer of Crown Road to a Council

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

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

SCHEDULE 1

The Crown public road known as Fords Road between south east corner Lot 49, DP 753178 (intersection with Bucketts Way) and north east corner Lot 43, DP 753178 in the Parish of Karuah.

SCHEDULE 2

Roads Authority: Great Lakes Council.

File No.: TE02 H 199.

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

SCHEDULE

COLUMN 1	COLUMN 2
Kooloonbung Creek Reserve (R87617) Trust.	Reserve No.: 87617. Public Purpose: Public recreation. Notified: 9 January 1970. File No.: TE02 R 3.

**APPOINTMENT OF CORPORATION TO
MANAGER 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
Hastings Council.	Kooloonbung Creek Reserve (R87617) Trust.	Reserve No.: 87617. Public Purpose: Public recreation. Notified: 9 January 1970. File No.: TE02 R 31.

**APPOINTMENT OF MEMBERS OF LOCAL LAND
BOARDS**

IN pursuance of the provisions of the Crown Lands Act 1989, the undermentioned persons have been appointed as members of the Local Land Board for the Land Districts particularised hereunder for a term expiring 31 December 2003.

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

Port Macquarie Land District

Roderick Murgha MACK; Desmond Peter DALEY.

Kempsey Land District

Kevin Earle BALL; John Richard TRANT-FISCHER.

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

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 thereunder, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

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

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Mark PHEGAN (new member), Nicola CHAMBERLAIN (new member).	Downside Recreation Reserve and Public Hall Trust.	Reserve No.: 97653. Public Purposes: Public hall and public recreation. Notified: 11 January 1985. File No.: WA86 R 2.

Term of Office

For a term commencing this day and expiring 30 April 2004.

Water Conservation

WATER ACT 1912

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

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

Macquarie River Valley

Henry Charles PARRY and Christine Marion PARRY for a diversion channel with regulator on the Gunningbar Creek, Lot 11, DP 861865, Parish of Canonba, County of Gregory, for irrigation of 25.5 hectares (cereals and cotton) (combining and replacing existing entitlements by way of a permanent transfer) (Reference: 80SL96070) (GA2:306579).

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

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

FRED HUNDY,
Water Access Manager,
Macquarie.

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

WATER ACT 1912

Notice Under Section 22B — Pumping Restrictions
Hastings River, Forbes River, Thone River, Ellenborough
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 Hastings River, Forbes River, Thone River, Ellenborough River and their tributaries insufficient to meet all requirements and hereby gives notice to all holders of permits, authorities and licences under Part 2 of the Act that from Thursday, 16 January 2003 and until further notice, the right to pump water is RESTRICTED to a maximum of six hours in any twenty four hour period between the hours of 5.00 p.m. to 11.00 a.m.

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 16th day of January 2003.

G. LOLLBACK,
Resource Access Manager,
North Coast Region, Grafton.

GA2:467851.

WATER ACT 1912

Notice Under Section 22B — Pumping Suspensions

Pappinbarra River 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 Pappinbarra River and its tributaries is insufficient to meet all requirements and hereby gives notice to all holders of permits, authorities and licences under Part 2 of the Act that from Thursday, 16 January 2003 and until further notice, the right to pump water is SUSPENDED.

This suspension 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 16th day of January 2003.

G. LOLLBACK,
Resource Access Manager,
North Coast Region, Grafton.

GA2:467851.

WATER ACT 1912

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

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

Murrumbidgee Valley

Frank Wayne DAWE and Christine Florence DAWE for an existing dam and pump on an unnamed watercourse, Lot 26, DP 1010524, Parish of Gilmore, County of Wynyard, for conservation of water for stock purposes and irrigation of 3 hectares (new licence due to a property subdivision) (Reference: 40SL70861).

Dennis Raymond BROWN for a dam and diversion pipe on an unnamed watercourse locally known as Sheepstation Creek on Lot 4, DP 810081, Parish of Selwyn, County of Wynyard, for a water supply for power generation for domestic purposes (new licence) (Reference: 40SL70769).

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

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

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

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

WATER ACT 1912

APPLICATIONS for licences and authorities under section 10 of Part 2 of the Water Act 1912, have been received as follows:

Warren Michael LANDERS for two pumps (80 and 100 mm) on the Barrington River on Lots 12/859213, 85/753209 and 117/753209, Parish of Verulam, County of Gloucester, for irrigation of 50 hectares (improved pasture — replacement licence with increase in entitlement, pumping restrictions will apply — non-embargoed area) (Reference: 20SL061084).

Harry CLIFFE and Lorraine CLIFFE for a 50 mm pump on the Manning River on Lot 86/753721, Parish of Woko, County of Hawes, for irrigation of 4 hectares (improved pasture — replacement licence — splitting of an existing entitlement) (Reference: 20SL61081).

Henry SALISCH and Barbara SALISCH for a 150 mm pump on the Gloucester River on Lot 76/740610, Parish of Gloucester, County of Gloucester, for irrigation of 15 hectares (improved pasture — new licence, pumping restrictions will apply — non-embargoed area) (Reference: 20SL061090).

Owen John DOUGLAS for a 100mm pump on the Pigna Barney River on Lot 1/610100, Parish of Tomalla, County of Hawes, for irrigation of 5 hectares (improved pasture — replacement licence — splitting of an existing entitlement) (Reference: 20SL61078).

William RITTER for a 50 mm pump on the Avon River and a dam and pump on an unnamed watercourse on Lot 3/285526, Parish of Gloucester, County of Gloucester, for irrigation of 6 hectares (improved pasture — replacement licence — permanent water transfer) (Reference: 20SL061076).

Norman EMERSON for a 50mm pump on Johns Creek on Lot 62/753158, Parish of Craven, County of Gloucester, for irrigation of 12 hectares (improved pasture — new licence, pumping restrictions will apply — non-embargoed area) (Reference: 20SL61080).

Richard WEBB and Susan WEBB for a dam on an unnamed watercourse on Lot 4/845195, Parish of Gloucester, County of Gloucester, for irrigation of 20 hectares (improved pasture — new licence — splitting of existing licence with increased entitlement) (Reference: 20SL061088).

Kim WIESNER and Daniel WIESNER for a 50 mm pump on the Manning River on Lot 1/882482, Parish of Woko, County of Hawes, for irrigation of 5 hectares (improved pasture/vegetables — new licence, pumping restrictions will apply — non-embargoed area) (Reference: 20SL61083).

Gary COOPER and Donna COOPER for a 50 mm pump on Anvil Creek on Part Lot 12/864176, Parish of Branxton, County of Northumberland, for water supply for stock and domestic purposes (new licence — exempt from current embargo) (Reference: 20SL061125).

PEGEPY PTY LIMITED for a 100 mm submersible pump on the Paterson River on Lot 5/1009184, Parish of Houghton, County of Durham, for water supply for stock and domestic purposes (new authority — exempt from current embargo) (Reference: 20SA003505).

Andrew STEVENSON and Jane STEVENSON for a 32 mm pump on the Paterson River on Lot 20/864827, Parish of Gresford, County of Durham, for irrigation of 4 hectares (improved pasture — new licence — permanent water transfer) (Reference: 20SL061120).

Lesley WALKER for a 100 mm pump on the Manning River on Lot 1/995206, Parish of Kimbriki, County of Gloucester and a 50 mm pump on Bakers Creek on Lot 21/876984, Parish of Tiri, County of Gloucester, for irrigation of 56 hectares (improved pasture — replacement licence, with increased entitlement — non-embargoed area — pumping restrictions will apply) (Reference: 20SL061097).

John SCHNEIDER and Pauline SCHNEIDER for a 100 mm pump on the Manning River on Lot PT13/753152 and Lot 4/753152, Parish of Bootawa, County of Gloucester, for water supply for farming (dairy) purposes and irrigation of 20 hectares (improved pasture — new licence — non-embargoed area — pumping restrictions will apply) (Reference: 20SL061096).

Hendrick SCHENKEL for a 32 mm pump on the Wallamba River on Part Lot 4/624366, Parish of Goolongook, County of Gloucester, for water supply for domestic purposes (new licence — exempt from current embargo) (Reference: 20SL061107).

David Roy ROBERTS for a 40 mm pump on Kundibakh Creek on Lot 1/261874, Parish of Belbora, County of Gloucester, for irrigation of 4 hectares (improved pasture/vegetables — new licence — non-embargoed area — pumping restrictions will apply) (Reference: 20SL061093).

Brian JOYCE and Loretta JOYCE for a 38 mm pump on Caparra Creek on Lot PT51/754430, Parish of Lewis, County of Macquarie, for irrigation of 4 hectares (improved pasture — new licence — splitting of existing entitlement) (Reference: 20SL061086).

James FRAZIER for a dam on Lot 102/881792, Parish of Bootawa, County of Gloucester, for conservation of water for environmental purposes (new licence — non-embargoed area) (Reference: 20SL061085).

Darren BOUGHTON for a 50 mm pump on Middle Brook on Part Lot 531/573018, Parish of Melbourne, County of Brisbane, for water supply for domestic purposes (new licence — exempt from current embargo) (Reference: 20SL061091).

Jane LEITCH and Judith LEITCH for a 50 mm pump on Middle Brook on Part Lot 531/573018, Parish of Melbourne, County of Brisbane, for water supply for domestic purposes (new licence — exempt from current embargo) (Reference: 20SL061092).

Any enquiries regarding the above should be directed to the undersigned (telephone: [02] 4934 4840).

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

BRIAN McDOUGALL,
Senior Natural Resource Project Officer,
Hunter Region.

Department of Land and Water Conservation,
PO Box 6, East Maitland NSW 2323.

WATER ACT 1912

Notice Under Section 22B — Pumping Restrictions

Wingecarribee River

THE Water Administration Corporation, pursuant to section 22B of the Water Act 1912, is satisfied that the quantity of water available or likely to be available in the Wingecarribee River is insufficient to meet all requirements with respect to the taking of water from the above mentioned stream. Accordingly, the Water Administration Corporation hereby gives notice to all holders of permits, authorities and licences for irrigation purposes under Part 2 of the Water Act 1912, that from Wednesday, 15th January 2003 and until further notice, the right to pump from the Wingecarribee River is RESTRICTED as follows:

- a maximum of two hours per day between 6.00 p.m. and 8.00 p.m.

This restriction excludes water supply for dairy washdown, stock and domestic 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:

- where the offence was committed by a Corporation — \$22,000: or in the case of a continuing offence to a further penalty not exceeding \$2,200 per day.
- where the offence was committed by any other person \$11,000: or in the case of a continuing offence to a further penalty not exceeding \$1,100 per day.

This restriction will be reviewed over the summer months and may be further tightened if significant rains are not received.

Dated this 9th day of January 2003.

J. WHYTE,
A/Resource Access Manager,
Sydney/South Coast Region

WATER ACT 1912

Notice Under Section 22B — Pumping Suspensions

Bega/Brogo regulated River system and its Tributaries

THE Water Administration Corporation, pursuant to section 22B of the Water Act 1912, is satisfied that the quantity of water available or likely to be available in the Bega/Brogo regulated river system and its tributaries is insufficient to meet all requirements with respect to the taking of water from that section of the river, hereby gives notice to all holders of permits, authorities and licences for irrigation purposes under Part 2 of the Water Act 1912, that from Friday 17 January 2003 and until further notice, the right to pump from the Bega/Brogo regulated river system and its tributaries is SUSPENDED.

This notice replaces previous notice under section 20Z of the Water Act 1912.

This suspension excludes water supply for town water supply, stock, domestic, recreation (high security) and farming (dairy wash-down) 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:

- where the offence was committed by a Corporation — \$22,000: or in the case of a continuing offence to a further penalty not exceeding \$2,200 per day.
- where the offence was committed by any other person \$11,000: or in the case of a continuing offence to a further penalty not exceeding \$1,100 per day.

Dated this 14th day of January 2003.

J. WHYTE,
A/Resource Access Manager,
Sydney/South Coast Region.

WATER ACT 1912Notice Under Section 22B
Amendment to Pumping Restrictions

Kangaroo River Catchment and Tributaries

ARISING from locally agreed rostering arrangements, the current section 22B notice under the Water Act 1912, has been revoked for Kangaroo Valley irrigators in accordance with a schedule retained by the department. These provisions are effective Friday, 10 January 2003.

Those unsure of their current irrigation arrangements should contact David Walker (Kangaroo Valley Water Users Association) on (02) 4465 1164 or Wayne Conners at the Department's Parramatta office on (02) 9895 7194 for further details.

It should be noted that all irrigation will be RESTRICTED below flows of 30.0 megalitres per day (river height of 0.30 metres) in the Kangaroo River at the Hampden Bridge stream gauge and all irrigation will be SUSPENDED below flows of 3.0 megalitres/day (river height of 0.21 metres). This is consistent with the draft Kangaroo River water sharing plan.

Dated this 13th day of January 2003.

J. WHYTE,
A/Resource Access Manager,
Sydney/South Coast Region

WATER ACT 1912

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

Applications for a licence within a proclaimed local area as generally described hereunder have been received as follows:

Namoi River Valley

John Maxwell WHEELER, Doris Jean WHEELER and Robert Charles WHEELER for a pump on the Namoi River, located on Lot 1, DP 519957, Parish of Dinawirindi, County of Darling, for stock and domestic purposes (new licence) (LO Papers: 90SL100653).

Bruce Stanley YOUNG and Ruth YOUNG for three (3) pumps on the Manilla River, located on Lots 16, 17, 18 and 22 in DP 752178 and Lots 1 and 2 in DP 512804, Parish of Dinawirindi, County of Darling, for irrigation of 40 hectares (fodder crops) (replacement licence, additional pump — no increase in entitlement) (LO Papers: 90SL100656) (GA2:460831).

PALMERSTON PROPERTIES PTY LIMITED for a pump on Currabubula Creek, located on Lot 56, DP 751025, Parish of Piallaway, County of Buckland, for farming and industrial (poultry) purposes (replacement licence, additional purpose — no increase in entitlement) (LO Papers: 90SL100654) (GA2:460832).

Gregory Neale CLAY and Others for a pump on the Peel River, located on Lot 5, DP 627545, Parish of Somerton, County of Parry, for stock and domestic purposes (new authority — existing entitlement) (LO Papers: 90SA011689).

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

GEOFF CAMERON,
Manager,
Resource Access.

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

Department of Mineral Resources

NOTICE is given that the following applications have been granted:

EXPLORATION LICENCE APPLICATIONS

(T02-0040)

No. 1883, now Exploration Licence No. 6038, DAVID ROY CARSTEIN, Counties of Farnell and Mootwingee, Map Sheet (7235), area of 3 units, for Group 1, dated 10 January, 2003, for a term until 9 January, 2005.

(T02-0078)

No. 1919, now Exploration Licence No. 6036, PLATSEARCH NL (ACN 003 254 395), County of Yancowinna, Map Sheet (7233, 7234), area of 15 units, for Group 1, dated 6 January, 2003, for a term until 5 January, 2005.

(T02-0388)

No. 1961, now Exploration Licence No. 6035, LESLIE HERBERT SAVAGE, County of Bland, Map Sheet (8330), area of 4 units, for Group 1, dated 2 January, 2003, for a term until 1 January, 2005.

(T02-0390)

No. 1963, now Exploration Licence No. 6034, GRAHAM MURRAY RICHARDSON, County of Wentworth, Map Sheet (7329), area of 17 units, for Group 2, dated 30 December, 2002, for a term until 29 December, 2004.

EDWARD OBEID, MLC,
Minister for Mineral Resources

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

(T96-1247)

Exploration Licence No. 5238, GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827), area of 21 units. Application for renewal received 8 January, 2003.

(T00-0121)

Exploration Licence No. 5806, GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827), area of 12 units. Application for renewal received 8 January, 2003.

(T00-0069)

Exploration Licence No. 5807, MINERAL VENTURES & RESOURCES N.L. (ACN 003 356 572), area of 71 units. Application for renewal received 6 January, 2003.

EDWARD OBEID, MLC,
Minister for Mineral Resources

REFUSAL OF AN APPLICATION FOR RENEWAL

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

(T91-0380)

Mining Purposes Lease No. 91 (Act 1973), SUZETTE MARIA PAULOVS, Parish of Wallangulla, County of Finch, Map Sheet (8439-2-S), area of 5523 square metres. The authority ceases to have effect on and from the date of this notice.

EDWARD OBEID, MLC,
Minister for Mineral Resources

PART CANCELLATION

NOTICE is given that the following authority has been cancelled in part:

(T91-0380)

Mining Purposes Lease No. 91 (Act 1973), SUZETTE MARIA PAULOVS, Parish of Wallangulla, County of Finch, Map Sheet (8439-2-S).

Description of area cancelled:

An area of 2400 square metres. For further information contact Titles Branch.

Part cancellation took effect on 6 December, 2001.

The authority now embraces an area of 5523 square metres.

EDWARD OBEID, MLC,
Minister for Mineral Resources

ERRATA

THE notice appearing in the *Government Gazette* No. 264, dated 27 December 2002, Folio 11434, relating to the grant of Mining Lease No. 1526 (Act 1992) should have read: As a result of the grant of this title, Authorisation No. 364 has been cancelled.

THE notice appearing in the *Government Gazette* No. 264, dated 27 December 2002, Folio 11435, relating to the part cancellation of Exploration Licence No. 5580, Unit   g   is incorrect and the small part of this unit affected by the licence still remains part of the licence.

EDWARD OBEID, MLC,
Minister for Mineral Resources

Department of Planning



New South Wales

Fairfield Local Environmental Plan 1994 (Amendment No 87)

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*. (P02/00255/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Fairfield Local Environmental Plan 1994 (Amendment No 87)

Fairfield Local Environmental Plan 1994 (Amendment No 87)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Fairfield Local Environmental Plan 1994 (Amendment No 87)*.

2 Aims of plan

This plan aims to do the following:

- (a) to adopt the principles of place management in identifying the objectives of development at Greenway Plaza,
- (b) to promote the establishment of mixed land uses (excluding supermarkets) at Greenway Plaza,
- (c) to provide greater clarity regarding the range of permissible uses at Greenway Plaza,
- (d) to promote the potential for multi-purpose car trips by allowing a mix of land uses (excluding supermarkets) at Greenway Plaza.

3 Land to which plan applies

This plan applies to land known as Greenway Plaza, No 1183–1185 The Horsley Drive, Wetherill Park, being Lot 1, DP 709356, as shown edged heavy black on the map marked “Fairfield Local Environmental Plan 1994 (Amendment No 87)” deposited in the office of the Fairfield City Council.

4 Amendment of Fairfield Local Environmental Plan 1994

Fairfield Local Environmental Plan 1994 is amended as set out in Schedule 1.

Fairfield Local Environmental Plan 1994 (Amendment No 87)

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 4)

Clause 25G

Insert after clause 25F:

25G 1183–1185 The Horsley Drive, Wetherill Park (Greenway Plaza Industrial Service Centre)

- (1) This clause applies to land known as Greenway Plaza, No 1183–1185 The Horsley Drive, Wetherill Park, being Lot 1, DP 709356, as shown edged heavy black on the map marked “Fairfield Local Environmental Plan 1994 (Amendment No 87)”.
- (2) The objectives of development on the land to which this clause applies are as follows:
 - (a) to encourage a long term mix and balance in land uses to sustain the role of the site as an industrial service centre,
 - (b) to provide for a range of shops and business premises to meet the day-to-day service needs of the surrounding industrial workforce,
 - (c) to facilitate a mix of land uses on the land, including bulky goods salesrooms or showrooms, light industry, refreshment rooms, warehouses, business premises and shops, but excluding supermarkets,
 - (d) to allow business premises within units 1 to 6 of the mezzanine level of the premises situated on the land to which this clause applies,
 - (e) to allow shops and business premises within units 1 to 7 on the ground floor of the premises situated on the land to which this clause applies,
 - (f) to encourage multi purpose car trips to the industrial service centre and to moderate the overall growth in car travel in the surrounding area,
 - (g) to make adequate provision for on-site car parking to satisfy the parking needs of the industrial service centre.
- (3) Despite the other provisions of this plan, development on the land to which this clause applies may be carried out for the

Fairfield Local Environmental Plan 1994 (Amendment No 87)

Schedule 1 Amendment

purpose of business premises or shops, but only in the units identified in subclause (2) (d) and (e).

- (4) Before granting consent to any development on the land to which this clause applies, the Council must consider the objectives contained in subclause (2).
- (5) Despite the other provisions of this plan, development for the purposes of a supermarket on the land to which this clause applies is prohibited.



Gosford Local Environmental Plan No 434

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*. (N01/00203/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Gosford Local Environmental Plan No 434

Gosford Local Environmental Plan No 434

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Gosford Local Environmental Plan No 434*.

2 Aim of plan

This plan aims to rationalise planning controls for certain land at Erina to reflect its status as a coastal wetland and as flood liable land.

3 Land to which plan applies

This plan applies to Lots 102, 104, 105 and 107 DP 2739 and Lots 106A and 106B DP 375026, The Entrance Road, Erina as shown edged heavy black on Sheets 1 and 2 of the map marked “Gosford Local Environmental Plan No 434” deposited in the office of the Council of the City of Gosford.

4 Amendment of other environmental planning instruments

This plan amends:

- (a) the *Gosford Planning Scheme Ordinance* in the manner set out in Schedule 1, and
- (b) *Interim Development Order No 122—Gosford* in the manner set out in Schedule 2.

Gosford Local Environmental Plan No 434

Amendment of Gosford Planning Scheme Ordinance

Schedule 1

Schedule 1 Amendment of Gosford Planning Scheme Ordinance

(Clause 4)

[1] Clause 3

Insert at the end of the definition of *Scheme map* in clause 3 (1):

Gosford Local Environmental Plan No 434—Sheet 1

[2] Clause 49DK

Insert after clause 49DJ:

49DK Use of certain land at The Entrance Road, Erina

- (1) This clause applies to Lots 104, 105, 107 and part of Lot 102 DP 2739 and Lots 106A and 106B DP 375026, The Entrance Road, Erina as shown edged heavy black and lettered “9 (a)” on Sheet 1 of the map marked “Gosford Local Environmental Plan No 434”.
- (2) Despite any other provision of this Ordinance, this Ordinance, as in force on 6 August 2001, applies to and in respect of any development application received by Council prior to 7 August 2001 and not finally determined before the commencement of this clause.

Gosford Local Environmental Plan No 434

Schedule 2 Amendment of Interim Development Order No 122—Gosford

Schedule 2 Amendment of Interim Development Order No 122—Gosford

(Clause 4)

[1] Clause 2

Inserting at the end of clause 2 (2A):

Land at Erina, being Lots 104, 105, 107 and part of Lot 102 DP 2739, and Lots 106A and 106B DP 375026, The Entrance Road as shown edged heavy black and lettered “9 (a)” on Sheet 1 of the map marked “Gosford Local Environmental Plan No 434” deposited in the office of Council.

[2] Clause 3

Insert in appropriate order in the definition of *I.D.C. Map* in clause 3 (1):

Gosford Local Environmental Plan No 434—Sheet 2

Lismore Local Environmental Plan 2000 (Amendment No 8)

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. (G92/00472/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Lismore Local Environmental Plan 2000 (Amendment No 8)

Lismore Local Environmental Plan 2000 (Amendment No 8)

1 Name of plan

This plan is *Lismore Local Environmental Plan 2000 (Amendment No 8)*.

2 Aim of plan

This plan aims to enable rural landsharing community development to occur in areas identified as being suitable for such development in the *Lismore Rural Housing Strategy* (dated February 2002) deposited in the office of Lismore City Council.

3 Land to which plan applies

This plan applies to all land within the Lismore local government area.

4 Amendment of Lismore Local Environmental Plan 2000

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

5 Amendment of State Environmental Planning Policy No 15—Rural Landsharing Communities

State Environmental Planning Policy No 15—Rural Landsharing Communities is amended by omitting “Lismore” from Schedule 1.

Lismore Local Environmental Plan 2000 (Amendment No 8)

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 4)

Clauses 42 and 42A

Insert after clause 41:

42 Rural landsharing community development

- (1) This clause applies to land within Zone No 1 (a) or 1 (c) that has been identified in the *Lismore Rural Housing Strategy* as being within a potential closer rural settlement locality.
- (2) Consent may be granted to development for the purpose of 3 or more dwellings (inclusive of any existing dwellings on the land) on land to which this clause applies if:
 - (a) the land comprises a single allotment, and
 - (b) the land has an area of not less than 10 hectares, and
 - (c) the part of the land on which any dwelling or structure is to be situated does not have a slope in excess of 18 degrees, and
 - (d) not more than 25 per cent of the land consists of prime agricultural land, and
 - (e) the part of the land on which any structure or work is to be situated is not prime agricultural land, and
 - (f) the majority of the allotment is within an area identified as potentially suitable for rural landsharing community development in the *Lismore Rural Housing Strategy*, and
 - (g) the land is within 4 km by road of:
 - (i) a primary school, or
 - (ii) a shop, or
 - (iii) a community hall, or
 - (iv) an existing rural landsharing community development where the number of approved dwellings exceeds 25, or

Lismore Local Environmental Plan 2000 (Amendment No 8)

Schedule 1 Amendment

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- (v) 2 or more existing rural landsharing community developments where the total number of approved dwellings exceeds 25, and
- (h) the land is within 2 km by road of an arterial, sub-arterial or collector road as identified on map 3 of Part B of the *Lismore Rural Housing Strategy*.
- (3) Consent must not be granted to development pursuant to this clause unless the consent authority has taken into consideration the following matters:
- (a) the means proposed for establishing land ownership, dwelling occupancy rights and environmental and community management,
 - (b) the area or areas proposed for the erection of buildings, including any proposal for the clustering of buildings,
 - (c) the area or areas proposed for community use (other than areas for residential accommodation and home improvement areas),
 - (d) the need for any proposed development for community use that is ancillary to the use of the land,
 - (e) the availability and standard of public road access to the land,
 - (f) the availability of a water supply to the land for domestic, agricultural and fire fighting purposes and, if required by the applicant, the availability of electricity and telephone services,
 - (g) the availability of community facilities and services to meet the needs of the occupants of the land,
 - (h) whether adequate provision has been made for waste disposal from the land,
 - (i) the impact of the development on the vegetation cover of the land and any measures proposed for environmental protection, site rehabilitation or reforestation,
 - (j) whether the land is subject to a risk of flooding, bush fires, landslip or erosion or whether there are areas with actual or potential acid sulfate soils and, if so, the adequacy of any measures proposed to protect

Lismore Local Environmental Plan 2000 (Amendment No 8)

Amendment

Schedule 1

-
- occupants, buildings, internal access roads, service installations and land adjoining the development from any such hazard,
- (k) the visual impact of the proposed development on the landscape,
 - (l) the effect of the proposed development on the present and potential use, including agricultural use, of the land and of lands in the vicinity, including the need for separation and buffers to avoid conflicts with existing land use,
 - (m) the effect of the proposed development on the quality of the water resources in the vicinity,
 - (n) the impact on any known Aboriginal relics or sites,
 - (o) the impact of the proposed development on any heritage item, relic or site.
- (4) Consent must not be granted to development pursuant to this clause unless the consent authority has considered an environmental management plan for the development that makes comprehensive proposals for the following:
- (a) water management,
 - (b) waste management,
 - (c) prevention, control and management of soil erosion,
 - (d) bush fire management,
 - (e) management of flora and fauna, control of noxious weeds and noxious animals and environmental repair and enhancement measures,
 - (f) a communal plan for social organisation,
 - (g) provision and maintenance of internal roads, boundary fences, water reticulation, service corridors for telephone and electricity cables and similar matters.
- (5) Consent must not be granted to development pursuant to this clause of land with an area specified in Column 1 of the Table to this subclause unless the number of proposed dwellings on the land, together with any existing dwellings on the land, does not exceed the number calculated in accordance with the formula specified in Column 2 of the Table to this subclause for land with that area.

Lismore Local Environmental Plan 2000 (Amendment No 8)

Schedule 1 Amendment

Table

Column 1	Column 2
Area of land	Number of dwellings where A represents the area of the land the subject of the application (measured in hectares)
Not less than 10 hectares but not more than 210 hectares	$4 + \frac{(A - 10)}{4}$
More than 210 hectares but not more than 360 hectares	$54 + \frac{(A - 210)}{6}$
More than 360 hectares	80

- (6) If the number of dwellings calculated in accordance with the formula in subclause (5) includes a fraction, the number is to be rounded up to the nearest whole number in the case of a fraction of one-half or more, or rounded down to the nearest whole number in the case of a fraction of less than one-half.
- (7) Even if the number of proposed dwellings on the land, together with any existing dwellings on the land, does not exceed the maximum number of dwellings permitted by subclause (5), the consent must not be granted if those dwellings are so designed that they could, in the consent authority's opinion, reasonably accommodate more people than the number calculated by multiplying that maximum number of dwellings by 4.
- (8) Where development is carried out on land pursuant to this clause, the subdivision of that land is prohibited except where otherwise permitted under clause 36.
- (9) In this clause:
Lismore Rural Housing Strategy means the Lismore Rural Housing Strategy dated February 2002 and deposited in the office of the Council.

Lismore Local Environmental Plan 2000 (Amendment No 8)

Amendment

Schedule 1

42A Restriction on number of dwellings that may be created under clause 42

Consent must not be granted to development for the purpose of dwellings pursuant to clause 42 if the total of the number of dwellings created during a 10 year period in accordance with such consents would exceed the maximum number specified by the Council and agreed to by the Director-General.

Ryde Local Environmental Plan No 105

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*. (S99/00946/S69)

Minister for Planning

Clause 1 Ryde Local Environmental Plan No 105

Ryde Local Environmental Plan No 105

1 Name of plan

This plan is *Ryde Local Environmental Plan No 105*.

2 Aims of plan

This plan aims:

- (a) to conserve the heritage of the built and natural environment of the properties on the land to which this plan applies, and
- (b) to integrate heritage conservation into the planning and development control processes, and
- (c) to provide for public involvement in matters relating to the conservation of the City of Ryde's heritage, and
- (d) to ensure that new development does not adversely affect:
 - (i) the heritage significance of heritage items and conservation areas, and
 - (ii) the settings, including streetscapes and landscapes, of heritage items and conservation areas, and
 - (iii) the distinctive character that heritage items and conservation areas impart to the City of Ryde's heritage.

3 Land to which plan applies

This plan applies to all land within the City of Ryde.

4 Amendment of Ryde Planning Scheme Ordinance

The *Ryde Planning Scheme Ordinance* is amended as set out in Schedule 1.

Ryde Local Environmental Plan No 105

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 72J Heritage items

Omit the clause.

[2] Part IX

Insert after Part VIII:

Part IX Heritage Conservation

84 Definitions

In this Part:

Aboriginal place means:

- (a) any site which has the physical remains of pre-European occupation by, or is of contemporary significance to, Aboriginal people, and can (but need not) include items and remnants of the occupation of the land by Aboriginal people, such as:
 - (i) burial places, and
 - (ii) engraving sites, and
 - (iii) rock art, and
 - (iv) midden deposits, and
 - (v) scarred and carved trees, and
 - (vi) sharpening grooves, or
- (b) a natural Aboriginal sacred site or other sacred feature, including:
 - (i) natural features such as creeks or mountains of cultural significance, and
 - (ii) initiation, ceremonial or story places, and
 - (iii) areas of more contemporary cultural significance.

Ryde Local Environmental Plan No 105

Schedule 1 Amendments

archaeological site means a site identified in Schedule 15 and marked “X” on the Archaeological Site Map. It includes a site known to the consent authority to have archaeological significance even if it is not so identified and shown.

Archaeological Site Map means the map marked “Ryde Local Environmental Plan No 105 (Archaeological Sites)”, as amended by the maps (or specified sheets of maps) marked as follows:

conservation management plan means a document prepared in accordance with the provisions of the New South Wales Heritage Manual that establishes the heritage significance of an item, place or heritage conservation area and identifies conservation policies and management mechanisms that are appropriate to enable that significance to be retained.

demolish a heritage item, or a building, work, relic, archaeological site, tree or place within a heritage conservation area, means wholly or partly destroy, deface or dismantle the heritage item or the building, work, relic, archaeological site, tree or place.

heritage conservation area means land listed in Schedule 16 as a heritage conservation area and shown edged dark green on the Heritage Conservation Area Map and includes buildings, works, relics, archaeological sites, trees or places situated on or within that land.

Heritage Conservation Area Map means the series of maps marked “Ryde Local Environmental Plan No 105 (Heritage Conservation Areas)”, as amended by the maps (or specified sheets of maps) marked as follows:

heritage impact statement means a document consisting of:

- (a) a statement demonstrating the heritage significance of a heritage item or heritage conservation area, or of a building, work, archaeological site, tree or place within a heritage conservation area, and
- (b) an assessment of the impact that proposed development will have on that significance, and
- (c) proposals for measures to minimise that impact.

Ryde Local Environmental Plan No 105

Amendments

Schedule 1

heritage item means a building, work, relic, tree or place, or a component of a building, work, relic, tree or place, that is described in Schedule 15 and the site of which is shown by distinctive yellow colouring, edging and numbering on the Heritage Item Map and includes all parts of the fabric, structure, fixtures and fittings of any such building, work, relic, tree or place or component that can be relocated.

Heritage Item Map means the map marked “Ryde Local Environmental Plan No 105 (Heritage Items)”, as amended by the maps (or specified sheets of maps) marked as follows:

heritage policy statement means a policy adopted by the Council setting out how heritage items can be altered or modified.

heritage significance means historical, scientific, cultural, social, archaeological, architectural, natural or aesthetic value.

maintenance means ongoing protective care of a heritage item or a building, work, relic, archaeological site, tree or place within a heritage conservation area. It does not include alterations, such as carrying out extensions or additions, or the introduction of new materials or technology, such as use of injectable damp proof courses.

potential archaeological site means a site identified in Schedule 15 and shown by cross hatching on the Archaeological Site Map. It includes a site known to the consent authority to have potential archaeological significance even if it is not so identified and shown.

relic means:

- (a) any deposit, object or material evidence (which may consist of human remains) that is more than 50 years old relating to the use or settlement of the City of Ryde, not being Aboriginal habitation, or
- (b) any deposit, object or material evidence (which may consist of human remains) of any age relating to Aboriginal habitation of the City of Ryde.

Ryde Local Environmental Plan No 105

Schedule 1 Amendments

85 Objectives

The objectives of this Part are:

- (a) to conserve the environmental heritage of the City of Ryde, and
- (b) to retain the cultural significance of the City of Ryde, and
- (c) to conserve existing significant fabric, settings, relics and views associated with heritage items and heritage conservation areas, and
- (d) to ensure that development does not adversely affect the heritage significance of heritage items and heritage conservation areas and their settings, and
- (e) to ensure that archaeological sites and Aboriginal places are conserved, and
- (f) to allow for the protection of buildings, works, relics, trees, places and archaeological sites which have heritage significance but which are not identified as heritage items by an environmental planning instrument, and
- (g) to ensure that the heritage conservation areas throughout the City of Ryde retain their heritage significance.

86 Protection of heritage items, heritage conservation areas and relics

(1) When is consent required?

The following development may only be carried out with development consent:

- (a) demolishing or moving a heritage item or a building, work, tree over 5 metres in height or place within a heritage conservation area,
- (b) altering a heritage item or a building, work, relic or place within a heritage conservation area by making structural or non-structural changes to its exterior, such as changes to its external detail, fabric, finish or appearance,
- (c) altering a heritage item by making structural changes to its interior,

Ryde Local Environmental Plan No 105

Amendments

Schedule 1

-
- (d) moving a relic, or disturbing or excavating any land while knowing, or having reasonable cause to suspect, that the disturbance or excavation will or is likely to result in a relic being discovered, exposed, moved, damaged or destroyed,
 - (e) demolishing, dismantling, moving or altering the whole or part of a heritage item,
 - (f) erecting a building on, or subdividing, land on which a heritage item is located or which is within a heritage conservation area.
- (2) **What exceptions are there?**
Development consent is not required by this clause if:
- (a) the proposed development is of a minor nature or consists of maintenance of a heritage item or a building or work, relic, tree or place within a heritage conservation area, and
 - (b) the proposed development is consistent with the adopted heritage policy statement, and
 - (c) the proposed development would not adversely affect the heritage significance of the heritage item or heritage conservation area concerned, and
 - (d) the proponent has notified the consent authority in writing of the proposed development and the consent authority has advised the proponent in writing before the development is carried out that it is satisfied that development consent is not required because the work complies with the adopted heritage policy statement.
- (3) Development consent is not required by this clause for the creation of a new grave or monument within the site of a graveyard or cemetery that is a heritage item if the development does not involve demolishing, excavating, defacing or damaging an existing grave, monument or Aboriginal place or is for the purpose of carrying out conservation or repair of monuments or grave makers.

Ryde Local Environmental Plan No 105

Schedule 1 Amendments

(4) What must be included in assessing a development application?

When determining a development application required by this clause, the consent authority must assess the extent to which the carrying out of the proposed development would affect the heritage significance of the heritage item or heritage conservation area concerned.

(5) The assessment must include consideration of:

- (a) for development that would affect a heritage item:
 - (i) the heritage significance of the item as part of the environmental heritage of the City of Ryde, and
 - (ii) the impact that the proposed development will have on the heritage significance of the item and its setting, including any landscape or horticultural features, and
 - (iii) the measures proposed to conserve the heritage significance of the item and its setting, and
 - (iv) whether any archaeological site or potential archaeological site would be adversely affected, and
 - (v) the extent, if any, to which the carrying out of the proposed development would affect the form of an historic subdivision, or
- (b) for development that would be carried out in a heritage conservation area:
 - (i) the heritage significance of the heritage conservation area and the contribution which any building, work, relic, tree or place affected by the proposed development makes to this heritage significance, and
 - (ii) the impact that the proposed development would have on the heritage significance of the heritage conservation area, and
 - (iii) the compatibility of any proposed building or work with nearby original buildings and the character of the heritage conservation area, including compatibility with the existing size, form, scale, orientation, setbacks, materials and detailing, and

Ryde Local Environmental Plan No 105

Amendments

Schedule 1

-
- (iv) the measures proposed to conserve the significance of the heritage conservation area and its setting, and
 - (v) whether any landscape or horticultural features of heritage significance would be affected, and
 - (vi) whether any archaeological site or potential archaeological site would be affected, and
 - (vii) the extent, if any, to which the carrying out of the proposed development would affect an historic subdivision pattern.
- (6) **What extra documentation is needed?**
When determining whether or not to grant a development consent required by this clause, the consent authority:
- (a) must not grant such a consent until it has considered a heritage impact statement which includes an assessment of the matters raised in subclause (5) (a) or (b), as the case requires, and
 - (b) where it requires that a conservation management plan should also be considered, may refuse to grant the consent unless a conservation management plan has been considered.

87 Notification of demolition to Heritage Council

Before granting consent for the demolition of a heritage item that is identified in Column 4 of Schedule 15 as being of State significance, the consent authority must notify the Heritage Council about the application and take into consideration any comments received in response within 28 days after the notice is sent.

88 Development in the vicinity of a heritage item

- (1) Before granting consent to development in the vicinity of a heritage item, the consent authority must assess the impact of the proposed development on the heritage significance of the heritage item and of any heritage conservation area within which it is situated.

Ryde Local Environmental Plan No 105

Schedule 1 Amendments

- (2) This clause extends to development:
 - (a) that may have an impact on the setting of a heritage item, for example, by affecting a significant view to or from the item or by overshadowing, or
 - (b) that may undermine or otherwise cause physical damage to a heritage item, or
 - (c) that will otherwise have any adverse impact on the heritage significance of a heritage item or of any heritage conservation area within which it is situated.
- (3) The consent authority may refuse to grant any such consent unless it has considered a heritage impact statement that will help it assess the impact of the proposed development on the heritage significance, visual curtilage and setting of the heritage item.
- (4) The heritage impact statement should include details of the size, shape and scale of, setbacks for, and the materials to be used in, any proposed buildings or works and details of any modification that would reduce the impact of the proposed development on the heritage significance of the heritage item.
- (5) In considering any development application in the area bounded by Terry Road, Darvall Road, Denman Street and Brush Road, Eastwood, the consent authority must consider the possible impact on the heritage significance of Brush Farm Park and Brush Farm House.

89 Development of Aboriginal places or of known or potential archaeological sites of Aboriginal cultural significance

Before granting consent for development that is likely to have an impact on an Aboriginal place, or that will be carried out on an archaeological site that is identified in Column 4 of Schedule 15 as being of Aboriginal significance or a potential archaeological site that is reasonably likely to have Aboriginal cultural significance, the consent authority must:

- (a) consider a heritage impact statement explaining how the proposed development would affect the conservation of the place or site and any relic known or reasonably likely to be located at the place or site, and

Ryde Local Environmental Plan No 105

Amendments

Schedule 1

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- (b) except where the proposed development is integrated development, notify the local Aboriginal communities (in such way as it thinks appropriate) and the Director-General of National Parks and Wildlife of its intention to do so and take into consideration any comments received in response within 28 days after the relevant notice is sent.

90 Development of other known or potential archaeological sites

- (1) Before granting consent for development that will be carried out on any other archaeological site or potential archaeological site, the consent authority must:
 - (a) consider a heritage impact statement explaining how the proposed development would affect the conservation of the site and any relic known or reasonably likely to be located at the site, and
 - (b) notify the Heritage Council of its intention to do so and take into consideration any comments received in response within 28 days after the notice is sent.
- (2) Subclause (1) does not apply if the proposed development will not involve disturbance of below-ground relics and the consent authority is of the opinion that the heritage significance of any above-ground relics would not be adversely affected by the proposed development, or the proposed development is integrated development.

91 Conservation incentives

The consent authority may grant consent to the use for any purpose of a building that is a heritage item, or of the land on which a heritage item is erected, even though the use would otherwise not be allowed by this plan, if:

- (a) it is satisfied that the retention of the building or item depends on the granting of consent, and
- (b) the proposed use is in accordance with a conservation management plan which has been approved by the consent authority, and
- (c) the granting of consent to the proposed use would ensure that all necessary conservation work identified in the conservation management plan is carried out, and

Ryde Local Environmental Plan No 105

Schedule 1 Amendments

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- (d) the proposed use would not adversely affect the heritage significance of the heritage item or its setting, and
 - (e) the proposed use would not adversely affect the amenity of the surrounding area otherwise than to an insignificant extent.

92 Development in heritage conservation areas

Before granting consent for the erection of a building within a heritage conservation area, the consent authority must make an assessment of:

- (a) the pitch and form of the roof (if any), and
- (b) the style, size, proportion and position of the openings for windows or doors (if any), and
- (c) whether the colour, texture, style, size and type of finish of the materials to be used on the exterior of the building are compatible with those of the materials used in existing buildings within the heritage conservation area.

[3] Schedule 11

Omit the Schedule.

[4] Schedules 15 and 16

Insert after Schedule 14:

Schedule 15 Heritage Items

(Clause 84)

Note. The description in the list refers to the item that has heritage significance. However, clause 86 (1) requires consent for development carried out on the site of a heritage item. In relation to Column 5, **HC** means Heritage Council and **LAC** means local Aboriginal community.

Ryde Local Environmental Plan No 105

Amendments

Schedule 1

Column 1	Column 2	Column 3	Column 4	Column 5
No on Map	Address	Type	Significance	Consultation
101	Agincourt Rd (53), "Curzon Hall", Marsfield	Restaurant	National and State	HC
219	Agincourt Rd (74), Eastwood Town Hall, Marsfield	Hall	Local	
7	Amiens St (19A), Gladesville	House	Local	
11	Amiens St (23-31), Gladesville	Houses	Local	
98	Arthur St (8), Ryde	House	Local	
228	Ashburn Pl (45), Glades Bay Park, Gladesville	Monument	Local	
129	Auld Ave (4), Eastwood	House	Local	
172	Auld Ave (14), Eastwood	House	Local	
93	Badajoz Rd (7), Ryde	Cottage	Local	
323	Balaclava Rd (192), Macquarie University, Macquarie Park	Ruins	Local	
200	Bedlam Pt, Gladesville	Wharf Remains	Local	

Ryde Local Environmental Plan No 105

Schedule 1 Amendments

Column 1	Column 2	Column 3	Column 4	Column 5
No on Map	Address	Type	Significance	Consultation
201	Bedlam Pt, Gladesville	Rock Engraving	Aboriginal and Archaeologi- cal	LAC
177	Blaxland Rd (7), Ryde Park, Ryde	Gazebo	Local	
303	Blaxland Rd (22), "Ebenezer", Ryde	Church	Local	
272	Blaxland Rd (115-121), Top Ryde Shopping Centre, Ryde	Shop	Local	
276	Blaxland Rd (142), Masonic Temple, Ryde	Hall	Local	
160	Blaxland Rd (158), "Hattons Cottage", Ryde	Cottage	Local	
104	Blaxland Rd (495), "Highbury House", Denistone East	House	Local	
213	Blaxland/ Victoria Rds, Ryde	Fountain	Local	
116	Bowden St (74A), Ryde	Church	Local	
161	Bridge Rd (50-52), North Ryde	House	Local	

Ryde Local Environmental Plan No 105

Amendments

Schedule 1

Column 1	Column 2	Column 3	Column 4	Column 5
No on Map	Address	Type	Significance	Consultation
86	Cambridge St (10), Gladesville	House	Local	
39	Champion Rd (79), "Harwin", Tennyson	House	Local	
40	Champion Rd (85), Tennyson	Cottage	Local	
239	Chatham Rd, "Darvall" Park, Denistone	Open Space	Local	
50	Church St (25-27), Ryde	Church and Hall	Local	
165	Church St (27), Ryde	Hall	Local	
48	Church St (42), Ryde	Former Court House	National and State	HC
49	Church St (46), St Anne's Church, Ryde	Church	National and State	HC
215	Church St (46), St Anne's Cemetery, Ryde	Cemetery	National and State	HC
53	Church St (76-80), Ryde	Terraces	Local	
205	Church St, Ryde Bridge, Ryde	Bridge	Local	
142	Clanalpine St (25), "The Rectory", Eastwood	House	Local	

Ryde Local Environmental Plan No 105

Schedule 1 Amendments

Column 1	Column 2	Column 3	Column 4	Column 5
No on Map	Address	Type	Significance	Consultation
131	Clanalpine St (29), St Philip's Church, Eastwood	Church	Local	
109	Commissioners Rd (25), "Poynton", Denistone	House	Local	
210	Constitution Rd (58-64), Meadowbank	Shops	Local	
312	Coronation Ave (1), Eastwood	House	Local	
96	Cox's Rd (154), North Ryde Public School, North Ryde	School	Local	
191	Cressy Rd over Buffalo Creek, Ryde	Bridge	Local	
258	Delhi Rd (near), Lane Cove National Park, North Ryde	Rock Engraving	Aboriginal and Archaeologi- cal	LAC
256	Delhi Rd (near), Lane Cove National Park, North Ryde	Rock Engraving	Aboriginal and Archaeologi- cal	LAC
257	Delhi Rd (near), Lane Cove River (west side), North Ryde	Axe Grinding	Aboriginal and Archaeologi- cal	LAC

Ryde Local Environmental Plan No 105

Amendments

Schedule 1

Column 1	Column 2	Column 3	Column 4	Column 5
No on Map	Address	Type	Significance	Consultation
240, 240A	Delhi Rd (12), Northern Suburbs Cemetery, Macquarie Park	Cemetery	Local	
280	Delhi Rd (39), Julius Rd (3) and Richardson Place (2) and (4), North Ryde	Experimen- tal Building	Local	
180, 180L	Delhi Rd (197), Northern Suburbs Crematorium, North Ryde	Cremato- rium	Local	
136A	Denistone Rd (1), Denistone	Hospital	National and State	
136	Denistone Rd (1), "Denistone House", Denistone	Hospital	National and State	
214	Devlin St, Ryde	Obelisk	Local	
313	East Pde (outside 36A), Eastwood	Seat	Local	
305	Forsyth St (61-77), West Ryde	Houses	Local	
250	Glades Bay Native Gardens, Gladesville	Rock Engraving	Aboriginal and Archaeologi- cal	LAC

Ryde Local Environmental Plan No 105

Schedule 1 Amendments

Column 1	Column 2	Column 3	Column 4	Column 5
No on Map	Address	Type	Significance	Consultation
108	Goodwin St (27), "The Downs", West Ryde	House	Local	
243	Great North Rd, Bedlam Point to Eastwood	Road	National and State	
137	Hillview Rd (40), "Eastwood House", Eastwood	School	National and State	HC
207	John Whitton Railway Bridge, Meadowbank	Bridge	National and State	HC
72	Junction St (8), "Crowle Home", Ryde	House	Local	
251	Kissing Pt, Putney	Burial Site	National and State	HC
242	Lane Cove National Park, North Ryde Marsfield	Open Space	National and State	HC
259	Lane Cove Rd (near), Lane Cove National Park, North Ryde	Rock Engraving	Aboriginal and Archaeological	LAC
238	Lawson St (2-4), Brush Farm Park, Eastwood	Open Space	National and State	HC
140	Lawson St (19), "Brush Farm", Eastwood	House	National and State	HC

Ryde Local Environmental Plan No 105

Amendments

Schedule 1

Column 1	Column 2	Column 3	Column 4	Column 5
No on Map	Address	Type	Significance	Consultation
110A	Linton Ave (4), West Ryde	House	Local	
318	McPherson St (7-9), West Ryde	Church	Local	
124	Marsden Rd (67-69), "The Vinery", West Ryde	House	National and State	HC
310	Marsden Rd (75), West Ryde	House	Local	
126	Marsden Rd (135), "Riverview", West Ryde	House	National and State	HC
255	Martin's Creek, Lane Cove National Park, North Ryde	Axe Grinding	Aboriginal and Archaeologi- cal	LAC
121	Maxim St (7), West Ryde	Church	Local	
120	Maxim St (22), "Milton", West Ryde	House	Local	
328	Maxim St (24), West Ryde	House	Local	
226	Meadow Cres (2), Memorial Park, Meadowbank	Obelisk	Local	
262	Meadowbank Park, Meadowbank	Midden	National and State	HC

Ryde Local Environmental Plan No 105

Schedule 1 Amendments

Column 1	Column 2	Column 3	Column 4	Column 5
No on Map	Address	Type	Significance	Consultation
314	Miriam Rd (24), Denistone	House	Local	
169	Miriam Rd (30), Denistone	House	Local	
85	Monash Rd (1-9), Gladesville	House	Local	
66	Morrison Rd (281), "Mayfield", Ryde	House	Local	
64	Morrison Rd (312), Ryde	Shop	Local	
81	Myra Ave (26-28), "Palmyra", Ryde	House	Local	
118	Nancarrow Ave (37), Meadowbank	Factory	Local	
135	North Rd (87), Ryde	House	Local	
300	Oates Ave (8), Gladesville	House	Local	
103	Orange St (9), Eastwood	Cottage	Local	
187	Pelican St (10), Gladesville	House	Local	
204	Pellisier Rd, Mortlake Ferry, Putney	Punt	Local	

Ryde Local Environmental Plan No 105

Amendments

Schedule 1

Column 1	Column 2	Column 3	Column 4	Column 5
No on Map	Address	Type	Significance	Consultation
319	Pellisier Rd (60), Putney	House	Local	
320	Pellisier Rd (99), Putney Park, Putney	House Remains	Local	
134	Pennant Ave (1-9), Denistone	House	National and State	HC
325	Pennant Ave (1-9), Denistone	Garden	National and State	HC
168	Pennant Ave (11-13), "Wollondilly", Denistone	House	Local	
107	Pennant Ave (37), Denistone	House	Local	
260	Pittwater Rd (near), Kitty's Creek, East Ryde	Rock Shelter	National and State	HC
186	Pittwater Rd (38-42), Gladesville	Sub-station	Local	
87	Pittwater Rd (120), "Towalla", Gladesville	House	Local	
230	Pittwater Rd (191), Sugarloaf Point, East Ryde	Open Space	Local	

Ryde Local Environmental Plan No 105

Schedule 1 Amendments

Column 1	Column 2	Column 3	Column 4	Column 5
No on Map	Address	Type	Significance	Consultation
231	Pittwater Rd (231–245), “Boobajool” Reserve, East Ryde	Open Space	Local	
95	Pittwater Rd (293), North Ryde	Sub-station	Local	
234	Punt Rd (38), Banjo Patterson Park, Gladesville	Open Space	Local	
1	Punt Rd (40), “Rockend Cottage”, Bedlam Pt, Gladesville	Cottage	National and State	HC
218	Railway Pde (15–25), Eastwood	Shops	Local	
55	Regent St (7), “Woolbrook”, Ryde	House	Local	
315	Reserve St (33), West Ryde	House	Local	
326	Richardson Rd (2), “Rus in Urbe”, North Ryde	Building	Local	
180A	Rowe St (119–123 and 136) “Summerhayes”, Eastwood	Shops	Local	

Ryde Local Environmental Plan No 105

Amendments

Schedule 1

Column 1	Column 2	Column 3	Column 4	Column 5
No on Map	Address	Type	Significance	Consultation
179	Rowe St (186), Eastwood	Hall	Local	
171	Rowe St (269), Eastwood	Fire Station	Local	
329	Rutledge St (24), "Upna", Eastwood	House	Local	
306	Rutledge (102, 106), and Winbourne Sts (91-95), West Ryde	Houses	Local	
252	Ryde Bridge (near), Ryde	Rock Engraving	Aboriginal and Archaeologi- cal	LAC
184	Ryde Rd (126), Gladesville	House	Local	
189	Ryde Rd (142), Monash Park, Gladesville	Obelisk	Local	
333	Ryde Rd (144), Gladesville	Drill Hall	State	
330	Second Ave (2), Eastwood	House	Local	
208	See St/Angas St, Meadowbank	Fountain	Local	
119	See St (34-38), "The Laurels", Meadowbank	Nursing Home	Local	
122	Station St (71), West Ryde	House	Local	

Ryde Local Environmental Plan No 105

Schedule 1 Amendments

Column 1	Column 2	Column 3	Column 4	Column 5
No on Map	Address	Type	Significance	Consultation
316	Station St (72), "Uplands", West Ryde	House	Local	
56	Storey St (5), Ryde	House	Local	
253	Strangers Creek, Field of Mars Reserve, Ryde	Rock Engraving	Aboriginal and Archaeologi- cal	LAC
45	Tennyson Rd (113–115), Tennyson	Shops	Local	
41	Tennyson Rd (139), Tennyson	House	Local	
254	Terry's Creek, Eastwood	Drawing	Aboriginal and Archaeologi- cal	LAC
261	Terry's Creek, Eastwood	Rock Shelter	Aboriginal and Archaeologi- cal	LAC
291	Terry Rd (62), Denistone Park, West Ryde	Open Space	Local	
106	Terry Rd (89–91), Denistone	House	Local	
181	Thompson St (3, 17, 19), Gladesville	Houses	Local	

Ryde Local Environmental Plan No 105

Amendments

Schedule 1

Column 1	Column 2	Column 3	Column 4	Column 5
No on Map	Address	Type	Significance	Consultation
132	Trelawney St (31), "Womerah", Eastwood	House	Local	
79	Tucker St (2), Ryde Public School, Ryde	School	National and State	HC
167	Turner St (8), "Westward", Ryde	House	Local	
163	Turner St (12), Ryde	House	Local	
232	Twin Rd (1-13), Wallamatta Reserve, East Ryde	Landscape	National and State	HC
322	Twin Rd (126), "Bensonville", North Ryde	House	Local	
35	Tyrell St (3), Gladesville	House	Local	
37	Tyrell St (42), Gladesville	House	Local	
212	Victoria Rd (170), Gladesville	Tavern	Local	
21	Victoria Rd (172-180), Gladesville	School	Local	
110B	Victoria Rd (220), Gladesville	Church	Local	

Ryde Local Environmental Plan No 105

Schedule 1 Amendments

Column 1	Column 2	Column 3	Column 4	Column 5
No on Map	Address	Type	Significance	Consultation
227	Victoria Rd (220), Gladesville	Gates	Local	
111	Victoria Rd (265A), Gladesville	Church	Local	
173	Victoria Rd (310), Gladesville	House	Local	
90	Victoria Rd (499–521), Holy Cross College, Ryde	College	National and State	HC
307	Victoria Rd (512–550), Ryde	Chapel	Local	
92	Victoria Rd (512–550), “Squireville”, Ryde	House	National and State	HC
190	Victoria Rd (562–586), St Charles Cemetery, Ryde	Cemetery	Local	
47	Victoria Rd (562–582), St Charles Church, Ryde	Church	National and State	HC
174	Victoria Rd (642–678), “Dalton House”, Ryde	Hospital	Local	

Ryde Local Environmental Plan No 105

Amendments

Schedule 1

Column 1	Column 2	Column 3	Column 4	Column 5
No on Map	Address	Type	Significance	Consultation
51	Victoria Rd (770-772), "Willandra", Ryde	House	National and State	HC
113	Victoria Rd (808), Ryde	Police Station	National and State	HC
283	Victoria Rd (812), Ryde	Court House	Local	
114	Victoria Rd (813-815), "Addington", Ryde	House	National and State	HC
275	Victoria Rd (817), "The Retreat", Ryde	House	National and State	HC
150	Victoria Rd (826), "Wallametta Club", Ryde	House	Local	
149	Victoria Rd (948), West Ryde	Pumping Station	Local	
144	Victoria Rd (958), West Ryde	House	Local	
327	Waterview St (24), Kissing Point Park, Putney	Former Boat slips	Local	
236	Wellington Rd, Field of Mars Wildlife Reserve, East Ryde	Open Space	National and State	

Ryde Local Environmental Plan No 105

Schedule 1 Amendments

Column 1	Column 2	Column 3	Column 4	Column 5
No on Map	Address	Type	Significance	Consultation
192	Wellington Rd (1), Field of Mars Cemetery, Ryde	Cemetery	Local	
274	Wellington Rd (1), Field of Mars Cemetery, Ryde	House	Local	
225	West Pde (45), Eastwood Park, Eastwood	Gates	Local	
170	West Pde (45), Eastwood Park, Eastwood	Pavilion	Local	
139	West Pde (45), Eastwood Park, Eastwood	Grandstand	Local	
139A	West Pde (45), Eastwood Park, Eastwood	Grandstand	Local	
143	West Pde (78), Denistone	House	Local	
211	Wharf Rd, Melrose Park	Wharf	Local	
9	Wharf Rd (37), Gladesville	House	Local	
5	Wharf Rd (43–45), Gladesville	Houses	Local	
304	Wharf Rd (55), Gladesville	House	Local	

Ryde Local Environmental Plan No 105

Amendments

Schedule 1

Column 1	Column 2	Column 3	Column 4	Column 5
No on Map	Address	Type	Significance	Consultation
112	Wharf Rd (76), "Avondale", Gladesville	House	Local	
2	Wharf Rd (96), Looking Glass Pt, Gladesville	Boat House	Local	
224	Wharf/Meriton Sts, Memorial Clock, Gladesville	Clock	Local	
301	Wicks Rd (16), North Ryde	House	Local	
97	Wicks Rd (60 and 62), North Ryde	Houses	Local	
123	Winbourne St (12), Ermington Public School, West Ryde	School	Local	
128	Winbourne St (94), West Ryde	House	Local	
309	Winbourne St (96), West Ryde	House	Local	

Ryde Local Environmental Plan No 105

Schedule 1 Amendments

Schedule 16 Heritage Conservation Areas

(Clause 84)

Note. Heritage conservation areas are identified on the Heritage Conservation Area Map.

	No on Map
Heritage Conservation Area No 1–Brush Farm, Eastwood	334
Heritage Conservation Area No 2–Maxim Street, West Ryde	121, 120, 328, 346
Heritage Conservation Area No 3–Ryedale Road, West Ryde	147, 347
Heritage Conservation Area No 4–Eastwood House Estate, Eastwood	137, 337

Ryde Local Environmental Plan No 125

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*. (S02/00455/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Ryde Local Environmental Plan No 125

Ryde Local Environmental Plan No 125

1 Name of plan

This plan is *Ryde Local Environmental Plan No 125*.

2 Aims of plan

This plan aims to zone the land to which this plan applies from partly Zone No 2 (a) (the Residential “A” zone) and partly unzoned land to partly Zone No 3 (c1) (the Business Automotive zone) and partly Zone No 6 (a) (the Open Space (Recreation Existing) zone) under the *Ryde Planning Scheme Ordinance*.

3 Land to which plan applies

This plan applies to land situated in the City of Ryde, being Lots A and B, DP 344724, Lots A and B, DP 411484, Lot 6, DP 817447 and part of Linton Lane, West Ryde, as shown by distinctive colouring and edging on the map marked “Ryde Local Environmental Plan No 125” deposited in the office of the Council of the City of Ryde.

4 Amendment of Ryde Planning Scheme Ordinance

The *Ryde Planning Scheme Ordinance* is amended by inserting in appropriate order in the definition of *scheme map* in clause 3 (1) the following words:

Ryde Local Environmental Plan No 125

Ryde Local Environmental Plan No 126

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*. (S00/00412/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Ryde Local Environmental Plan No 126

Ryde Local Environmental Plan No 126

1 Name of plan

This plan is *Ryde Local Environmental Plan No 126*.

2 Aims of plan

This plan aims:

- (a) to widen the range of uses permissible on the land to which this plan applies to allow the use of recreational, conference and service facilities established on the land by employees of and visitors to the land, and
- (b) to set the total floor space of any building or buildings erected on the land for purposes specified in paragraph (a) at 2,000 square metres.

3 Land to which plan applies

This plan applies to land situated in the City of Ryde, being Lot 4, DP 1014894 (known as 410–416 Lane Cove Road, North Ryde) and Lots 2 and 3, DP 1014894 (known as 7–13 Talavera Road, North Ryde).

4 Amendment of Ryde Planning Scheme Ordinance

Ryde Planning Scheme Ordinance is amended as set out in Schedule 1.

Ryde Local Environmental Plan No 126

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 4)

Clause 72V

Omit the clause. Insert instead:

72V Development of certain land—410–416 Lane Cove Road and 7–13 Talavera Road, North Ryde

- (1) This clause applies:
 - (a) to Lot 4, DP 1014894 (known as 410–416 Lane Cove Road, North Ryde), and
 - (b) to Lots 2 and 3, DP 1014894 (known as 7–13 Talavera Road, North Ryde).
- (2) Despite any other provision of this Ordinance, the Council may consent to the carrying out of development of the land referred to in subclause (1) (a) for the purpose of a hotel that has both accommodation and conference facilities.
- (3) Despite any other provision of this Ordinance, the Council may consent to the carrying out of development of the land to which this clause applies for any other purpose which, in the Council's opinion, is primarily intended to service:
 - (a) the daily convenience needs of employees of and visitors to the land and may include shops, restaurants, professional or personal services, recreation facilities and the like, or
 - (b) the needs of businesses and organisations within the vicinity of the land and may include business services, clubs, conference and meeting facilities and the like.
- (4) Despite any other provision of this Ordinance, the total floor space of all buildings erected on the land to which this clause applies for the purposes set out in subclause (3) must not exceed 2,000 square metres.

Ryde Local Environmental Plan No 127

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*. (S01/02047/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Ryde Local Environmental Plan No 127

Ryde Local Environmental Plan No 127

1 Name of plan

This plan is *Ryde Local Environmental Plan No 127*.

2 Aims of plan

This plan aims:

- (a) to insert a definition of *nett usable floor area* in the *Ryde Planning Scheme Ordinance*, and
- (b) to reduce the amount of car parking that may be provided in the Industrial Special (University) Zone under that Ordinance, so as to reflect and be compatible with proposed future transport changes in the area.

3 Land to which plan applies

- (1) To the extent to which this plan inserts a definition in *Ryde Planning Scheme Ordinance*, the plan applies to all land to which the Ordinance applies.
- (2) To the extent to which this plan reduces the amount of car parking that may be provided, the plan applies to all land within the Industrial Special (University) Zone under the *Ryde Planning Scheme Ordinance*.

4 Amendment of Ryde Planning Scheme Ordinance

Ryde Planning Scheme Ordinance is amended as set out in Schedule 1.

Ryde Local Environmental Plan No 127

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 3 Interpretation

Insert in alphabetical order in clause 3 (1):

nett usable floor area means floor space excluding the following:

- (a) the thickness of walls,
- (b) lift wells,
- (c) stairs,
- (d) corridors,
- (e) lunch rooms,
- (f) toilets,
- (g) plant rooms,
- (h) areas similar to those specified in paragraph (b)–(g).

[2] Clause 68 Development within Zone No 4 (d)

Omit clause 68 (4). Insert instead:

- (4) The maximum amount of off-street parking that may be provided within Zone No 4 (d) is 1 parking space for each 46 m² of nett usable floor area of the buildings on the land within the zone.
- (4A) Subclause (4), as repealed and remade by *Ryde Local Environmental Plan No 127*, does not apply to any development application that was lodged with the Council before 28 November 2001. All such development applications are to be assessed for car parking as if subclause (4) had not been repealed and remade.



New South Wales

Strathfield Local Environmental Plan No 103

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*. (S02/01393/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Strathfield Local Environmental Plan No 103

Strathfield Local Environmental Plan No 103

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Strathfield Local Environmental Plan No 103*.

2 Aims of plan

This plan aims to rezone the land to which it applies to Residential "B" under the *Strathfield Planning Scheme Ordinance* and to permit development for the purpose of convenience stores, shops and recreational facilities to support the residential development of the land.

3 Land to which plan applies

This plan applies to Lots 49 and 52-54, DP 11427, Lot 2, DP 881461 and Lot 1, DP 883809, as shown edged heavy black on the map marked "Strathfield Local Environmental Plan No 103" deposited in the office of Strathfield Municipal Council.

4 Amendment of Strathfield Planning Scheme Ordinance

Strathfield Planning Scheme Ordinance is amended as set out in Schedule 1.

Strathfield Local Environmental Plan No 103

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 4 Interpretation

Insert in appropriate order in paragraph (b) of the definition of *Scheme map* in clause 4 (1):

Strathfield Local Environmental Plan No 103

[2] Clause 61J

Insert after clause 61I:

61J Development of certain land—79 Courallie Avenue

- (1) This clause applies to Lots 49 and 52-54, DP 11427, Lot 2, DP 881461 and Lot 1, DP 883809, as shown edged heavy black on the map marked “Strathfield Local Environmental Plan No 103” deposited in the office of Strathfield Municipal Council.
- (2) Despite any other provisions of this Ordinance, the Council may, to support the residential development of the land to which this clause applies, consent to the carrying out of development on that land for the following purposes:
 - (a) convenience stores or shops having a gross lettable area of no more than 250 square metres,
 - (b) recreation facilities.

Roads and Traffic Authority

Roads Act 1993

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

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

Phil Pinyon
General Manager
Greater Taree City Council
(by delegation from the Minister for Roads)

Schedule

1. Citation

This Notice may be cited as the Greater Taree City Council B-Doubles Notice No 1 2003.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 31 December 2007 unless it is amended or repealed earlier.

4. Application

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

5. Routes

B-Double routes within the Greater Taree City Council

Type	Road No	Road Name	Starting point	Finishing point	Conditions
25	000	The Bucketts Way, west of Purfleet	Taree Townhead Saleyards	Gloucester Road, Burrell Creek	Access only available as an alternate when normal Purfleet to Wingham access is restricted by either: (a) A temporary road closure across all travelling lanes. (b) A partial lane temporary road closure that restricts a B-Doubles turning path.
25	192	Gloucester Road, Burrell Creek to Wingham	The Bucketts Way, Burrell Creek	Glenyarra Road, Wingham	Access only available as an alternate when normal Purfleet to Wingham access is restricted by either: (a) A temporary road closure across all travelling lanes. (b) A partial lane temporary road closure that restricts a B-Doubles turning path.

ROADS ACT 1993
Notice under Clause 17 of the Roads Transport (Mass, Loading and Access)
Regulation, 1996

Liverpool City Council, in pursuance of Division 2 of Part 3 of the Road Transport (Mass, Loading, 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.

Name: Phil Tolhurst

2 December, 2002

Title: Manager Transport and Traffic Planning

Liverpool City Council

(by delegation from the Minister for Roads)

Schedule

1. Citation

This Notice may be cited as the Liverpool City Council B-Double Notice No 1/ 2003.

2. Commencement

This Notice takes effect from the date of gazettal.

3. Effect

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

4. Application

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

5. Routes

B-Double routes within the Liverpool City Council

Type	Road	Starting point	Finishing point
25	Kelly Street/Tenth Ave, Austral. Between 6.00am and 6.00pm.	Bringelly Rd	260 Tenth St

ROADS ACT 1993**LAND ACQUISITION (JUST TERMS
COMPENSATION) ACT 1991**

Notice of compulsory acquisition of land at Darling Harbour
in the Sydney 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.

D J Lorsch
Manager Statutory Processes
Roads and Traffic Authority of New South Wales

SCHEDULE

The part of Lot 11 Deposited Plan 1048307 below a
horizontal plane at 10.5 metres AHD;
The part of Lot 12 Deposited Plan 1048307 below a
horizontal plane at 10.8 metres AHD;
The part of Lot 15 Deposited Plan 1048307 below a
horizontal plane at 10.7 metres AHD;
The 1293 m² part of Lot 39 Deposited Plan 1048307 below
a horizontal plane at 10.5 metres AHD and the 534.9 m² and
the 89.8 m² parts of Lot 39 Deposited Plan 1048307 below
the regular inclined planes defined by the heights shown on
sheet 10 of Deposited Plan 1048307; and
Lots 13, 16, 21, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 41, 48
and 49 Deposited Plan 1048307.
All existing easements, including rights of way and rights of
carriageway, affecting land within the above Lots are
excluded from the compulsory acquisition of those Lots.
Lease 5530855 is excluded from the compulsory acquisition
of Lot 35.

(RTA Papers FPP 2M3188)

ROADS ACT 1993

Order - Section 52

Liverpool City, Fairfield City, Blacktown City and
Baulkham Hills Shire Council areas.

Declaration as a tollway of the proposed road known as the
Western Sydney Orbital between the M5 Motorway,
Prestons and the M2 Motorway, Baulkham Hills.

I, the Minister for Roads, pursuant to section 52 of the Roads
Act 1993 by this order declare as a tollway the proposed
road described in the schedule under.

CARL SCULLY MP
Minister for Roads

SCHEDULE

The proposed road between the M5 Motorway, Prestons and
the M2 Motorway, Baulkham Hills shown as Lot 1 on the
plans registered at the Roads and Traffic Authority of New
South Wales and numbered 6009 040 AC 0039_1 to _5
inclusive.

(RTA Papers 2M4661)

ROADS ACT 1993**LAND ACQUISITION (JUST TERMS
COMPENSATION) ACT 1991**

Notice of Compulsory Acquisition and Dedication as Public
Road of Land at Mountain Creek in the Dubbo 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 Public Roads Act 1993.

D J Lorsch
Manager Statutory Processes
Roads and Traffic Authority of New South Wales

SCHEDULE

ALL that piece or parcel of Crown land situated in the Dubbo City Council area, Parish of Cullen and County of Gordon, shown as Lot 1 Deposited Plan 1043275.

(RTA Papers FPP 2M5055; RO 17/125.1261)

ROADS ACT 1993**LAND ACQUISITION (JUST TERMS
COMPENSATION) ACT 1991**

Notice of Compulsory Acquisition and Dedication as Public
Road of Land at Narrabri West in the Narrabri Shire
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.

D J Lorsch
Manager, Statutory Processes
Roads and Traffic Authority of New South Wales

SCHEDULE

ALL those pieces or parcels of land situated in the Narrabri Shire Council area, Parish of Cooma and County of White, shown as Lots 103, 104 and 105 Deposited Plan 869963, being parts of the land in Reserve No 94622 for Public Recreation notified in Government Gazette No 62 of 24 April 1981 on page 2383.

The land is said to be in the possession of the Crown and Narrabri Shire Council (reserve trust manager).

(RTA Papers FPP 1M1953; RO 17/319.1188)

Other Notices

ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of incorporation pursuant to section 55A(3)

TAKE NOTICE that the incorporation of the following associations is cancelled by this notice pursuant to section 55A(3) of the Associations Incorporation Act 1984. Cancellation is effective as at the date of gazettal.

Lions Club of Kariong Incorporated
 St Bernadettes Netball Club Incorporated
 Griffith Creative Crafts Association Incorporated
 Taree Early Intervention Incorporated
 Ho Ju Young Rak Korean Church Incorporated
 The Small Farms Network of NSW Incorporated

COLIN CROSSLAND,
 General Manager
 Registry of Co-operatives & Associations
 Department of Fair Trading

ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of incorporation pursuant to section 55B

TAKE NOTICE that the incorporation of the following associations is cancelled by this notice pursuant to section 55B of the Associations Incorporation Act 1984.

Cancellation is effective as at the date of gazettal.

Power of Love Fellowship Incorporated
 The Kendall Op-Shop Incorporated

ROBYN DONNELLY,
 Acting General Manager
 Registry of Co-operatives & Associations
 Department of Fair Trading

ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of incorporation pursuant to section 55B

TAKE NOTICE that the incorporation of the following associations is cancelled by this notice pursuant to section 55B of the Associations Incorporation Act, 1984.

Cancellation is effective as at the date of gazettal.

Lions Club of Dee Why Incorporated
 Murrami Landcare Group Incorporated

ROBYN DONNELLY,
 Acting General Manager
 Registry of Co-operatives & Associations
 Department of Fair Trading

CO-OPERATIVES ACT 1992

CHANGE OF NAME

IT is hereby notified that on 5 April 2002, I registered a change of name for **NETCO Grain Co-operative Ltd** to **NETCO Co-operative Ltd**.

Dated this 15th day of January 2003

E. FLETCHER,
 Delegate of the Registrar of Co-operatives

CONTAMINATED LAND MANAGEMENT ACT 1997

Section 21

Declaration of Remediation Site

Declaration Number 21042

THE Environment Protection Authority (EPA) declares the following land to be a remediation site under the *Contaminated Land Management Act 1997*:

1. Land to which this declaration applies (“the site”):

Those parts of Lot A in DP102760 located at 79 Wilson Street, Newtown, NSW, in the South Sydney Local Government Area.

2. Nature of the substances causing the contamination (“the contaminant”):

Petroleum hydrocarbons that have migrated from the adjacent service station site.

3. Nature of harm that the substance may cause:

The Environment Protection Authority has considered the matters in section 9 of the *Contaminated Land Management Act 1997* and found that:

- Total petroleum hydrocarbons (TPHs: C6-C9) have been detected in the soil in the basement of the residence on the land to which this declaration applies. The level of TPHs is approximately 20 times the criteria for sensitive land uses such as residential premises.
- Significant hydrocarbons odours have been detected coming from the soil in this basement, and workmen vacated the basement during construction activities in 2001.
- Levels of TPHs (C6-C9) that are above criteria have also been detected in the soil at the adjacent service station.

The site is contaminated with the contaminant in such a way as to present a significant risk of harm to human health and the environment. In particular:

- The International Agency for Research on Cancer (IARC) has classified gasoline mixtures as Group 2B (Agents possibly carcinogenic to humans).

4. Further action under the *Contaminated Land Management Act 1997*

The making of this declaration does not prevent the carrying out of a voluntary remediation of the site and any person may submit a voluntary remediation proposal for the site to the Environment Protection Authority. If the Environment Protection Authority is satisfied the proposal meets the requirements of section 26 of the *Contaminated Land Management Act 1997*, the Environment Protection Authority may agree not to issue a remediation order to a party to the proposal, if the remediation is carried out in accordance with the proposal.

5. Submissions invited

The Environment Protection Authority advises that the public may make written submissions to the Environment Protection Authority on:

- whether the Environment Protection Authority should issue a remediation order in relation to the site and/or

- any other matter concerning the site.

Submissions should be made in writing to:

Director Contaminated Sites
Environment Protection Authority
PO Box A290
SYDNEY SOUTH NSW 1232

or faxed to: 02 9995 5930

by not later than **31 January 2003**.

NIALL JOHNSTON,
Acting Director Contaminated Sites
Environment Protection Authority
(by Delegation)

Date: 17 January 2003

NOTE:

Remediation order may follow

If remediation of the site or part of the site is required, the Environment Protection Authority may issue a remediation order under section 23 of the *Contaminated Land Management Act 1997*.

Variation/Revocation

This declaration remains in force until it is otherwise varied or revoked. A declaration may only be revoked when the Environment Protection Authority does not have reasonable grounds to believe that land is contaminated in such a way as to present a significant risk of harm (section 44 of the *Contaminated Land Management Act 1997*).

Information recorded by the Environment Protection Authority

Section 58 of the *Contaminated Land Management Act 1997* requires the Environment Protection Authority to maintain a public record. A copy of this declaration will be included in the public record.

Information recorded by councils

Section 59 of the *Contaminated Land Management Act 1997* requires the Environment Protection Authority to inform the relevant local council as soon as practicable that this declaration has been made. The council is then required to note on its planning certificates issued pursuant to section 149 (2) of the *Environmental Planning and Assessment Act 1979* that the land is currently within a remediation site. The Environment Protection Authority is required to notify council as soon as practicable when the declaration is no longer in force, and the notation will no longer be required on the certificate.

Relationship to other regulatory instrument

This declaration does not affect the provisions of any relevant environmental planning instruments which apply to the land or provisions of any other environmental protection legislation administered by the EPA.

CONTAMINATED LAND MANAGEMENT ACT 1997

Section 21

Declaration of Remediation Site

Declaration Number 21041

The Environment Protection Authority (EPA) declares the following land to be a remediation site under the *Contaminated Land Management Act 1997*:

1. Land to which this declaration applies (“the site”):

Those parts of Lot 40 in DP780016 located at 81 Wilson Street, Newtown, NSW, in the local government area of Sydney South.

2. Nature of the substances causing the contamination (“the contaminant”):

Petroleum hydrocarbons from previous use as service station that have migrated off-site.

3. Nature of harm that the substance may cause:

The Environment Protection Authority has considered the matters in section 9 of the *Contaminated Land Management Act 1997* and found that:

- Elevated levels of total petroleum hydrocarbons (TPHs: C6-C9) that are above criteria have been detected in the soil on the land.
- TPHs (C6-C9) that are approximately 20 times the criteria for sensitive land uses, were detected in the soil in the basement of the adjacent residential property located at 79 Wilson Street.
- Significant hydrocarbon odours have been detected coming from the soil in this basement, and workmen vacated the basement during construction activities in 2001.

The site is contaminated with the contaminant in such a way as to present a significant risk of harm to human health and the environment. In particular:

- The International Agency for Research on Cancer (IARC) has classified gasoline mixtures as Group 2B (Agents possibly carcinogenic to humans).

4. Further action under the *Contaminated Land Management Act 1997*

The making of this declaration does not prevent the carrying out of a voluntary remediation of the site and any person may submit a voluntary remediation proposal for the site to the Environment Protection Authority. If the Environment Protection Authority is satisfied the proposal meets the requirements of section 26 of the *Contaminated Land Management Act 1997*, the Environment Protection Authority may agree not to issue a remediation order to a party to the proposal, if the remediation is carried out in accordance with the proposal.

5. Submissions invited

The Environment Protection Authority advises that the public may make written submissions to the Environment Protection Authority on:

- whether the Environment Protection Authority should issue a remediation order in relation to the site and/or
- any other matter concerning the site.

Submissions should be made in writing to:

Director Contaminated Sites
Environment Protection Authority
PO Box A290
SYDNEY SOUTH NSW 1232

or faxed to: 02 9995 5930

by not later than **31 January 2003**.

NIALL JOHNSTON,
Acting Director Contaminated Sites
Environment Protection Authority
(by Delegation)

Date: 17 January 2003

NOTE:**Remediation order may follow**

If remediation of the site or part of the site is required, the Environment Protection Authority may issue a remediation order under section 23 of the *Contaminated Land Management Act 1997*.

Variation/Revocation

This declaration remains in force until it is otherwise varied or revoked. A declaration may only be revoked when the Environment Protection Authority does not have reasonable grounds to believe that land is contaminated in such a way as to present a significant risk of harm (section 44 of the *Contaminated Land Management Act 1997*).

Information recorded by the Environment Protection Authority

Section 58 of the *Contaminated Land Management Act 1997* requires the Environment Protection Authority to maintain a public record. A copy of this declaration will be included in the public record.

Information recorded by councils

Section 59 of the *Contaminated Land Management Act 1997* requires the Environment Protection Authority to inform the relevant local council as soon as practicable that this declaration has been made. The council is then required to note on its planning certificates issued pursuant to section 149 (2) of the *Environmental Planning and Assessment Act 1979* that the land is currently within a remediation site. The Environment Protection Authority is required to notify council as soon as practicable when the declaration is no longer in force, and the notation will no longer be required on the certificate.

Relationship to other regulatory instrument

This declaration does not affect the provisions of any relevant environmental planning instruments which apply to the land or provisions of any other environmental protection legislation administered by the EPA.

CONTAMINATED LAND MANAGEMENT ACT 1997

Section 21

Declaration of Remediation Site

Declaration Number 21036

THE Environment Protection Authority (EPA) declares the following land to be a remediation site under the *Contaminated Land Management Act 1997*:

1. Land to which this declaration applies (“the site”):

Declaration of former IWC landfill, Lucas Heights, comprising parts of Lot 2 DP605076 and Lot 2 DP1032102, in the local government area of Sutherland Shire Council.

2. Nature of the substances causing the contamination (“the contaminant”):

The site is contaminated with chemicals including heavy metals, ammonia, total petroleum hydrocarbons, polycyclic aromatic hydrocarbons, volatile organic compounds, and various other chlorinated alkanes and alkenes due former landfilling activities.

3. Nature of harm that the substance may cause:

The Environment Protection Authority has considered the matters in section 9 of the *Contaminated Land Management Act 1997* and found that:

- Contaminants which are carcinogenic and otherwise toxic to humans and toxic to aquatic organisms

(including heavy metals, polycyclic aromatic hydrocarbons, phenols and volatile organic compounds) are present in soil, surface waters and groundwaters at the IWC site;

- There is no effective leachate collection strategy at the site;
- Contaminants are migrating offsite, via leachates and groundwaters, at concentrations which may adversely impact downgradient ecological receptors (including aquatic ecosystems and wildlife such as birds, reptiles and mammals).

A risk of harm exists for both human and environmental receptors.

4. Further action under the *Contaminated Land Management Act 1997*

The making of this declaration does not prevent the carrying out of a voluntary remediation of the site and any person may submit a voluntary remediation proposal for the site to the Environment Protection Authority. If the Environment Protection Authority is satisfied the proposal meets the requirements of section 26 of the *Contaminated Land Management Act 1997*, the Environment Protection Authority may agree not to issue a remediation order to a party to the proposal, if the remediation is carried out in accordance with the proposal.

5. Submissions invited

The Environment Protection Authority advises that the public may make written submissions to the Environment Protection Authority on:

- whether the Environment Protection Authority should issue a remediation order in relation to the site and/or
- any other matter concerning the site.

Submissions should be made in writing to:

Director Contaminated Sites
Environment Protection Authority
PO Box A290
SYDNEY SOUTH NSW 1232

or faxed to: 02 9995 5930

by not later than **31 January 2003**.

NIALL JOHNSTON,
Acting Director Contaminated Sites
Environment Protection Authority
(by Delegation)

Date: 17 January 2003

NOTE:**Remediation order may follow**

If remediation of the site or part of the site is required, the Environment Protection Authority may issue a remediation order under section 23 of the *Contaminated Land Management Act 1997*.

Variation/Revocation

This declaration remains in force until it is otherwise varied or revoked. A declaration may only be revoked when the Environment Protection Authority does not have reasonable grounds to believe that land is contaminated in such a way as to present a significant risk of harm (section 44 of the *Contaminated Land Management Act 1997*).

Information recorded by the Environment Protection

Authority

Section 58 of the *Contaminated Land Management Act 1997* requires the Environment Protection Authority to maintain a public record. A copy of this declaration will be included in the public record.

Information recorded by councils

Section 59 of the *Contaminated Land Management Act 1997* requires the Environment Protection Authority to inform the relevant local council as soon as practicable that this declaration has been made. The council is then required to note on its planning certificates issued pursuant to section 149 (2) of the *Environmental Planning and Assessment Act 1979* that the land is currently within a remediation site. The Environment Protection Authority is required to notify council as soon as practicable when the declaration is no longer in force, and the notation will no longer be required on the certificate.

Relationship to other regulatory instrument

This declaration does not affect the provisions of any relevant environmental planning instruments which apply to the land or provisions of any other environmental protection legislation administered by the EPA.

MARITIME SERVICES ACT 1935**NOTIFICATION**

THE Waterways Authority, in pursuance of the provisions of Section 13SA of the Maritime Services Act 1935, does, from the date of publication of this notification in the *Government Gazette*, limit the speed of the vessels specified below to the speed specified.

SPEEDLIMITATION

Vessels carrying persons under the age of 18 years must not be navigated on any waterway in NSW at a speed in excess of 60 knots unless the navigation is authorised by an Aquatic Licence.

Dated this 13th day of January, 2003.

MATTHEW TAYLOR,
Chief Executive
Waterways Authority

MOTOR ACCIDENTS COMPENSATION ACT 1999

Motor Accidents Compensation Regulation (No 2) 1999

Clause 5(2) - Notice of replacement AMA List

PURSUANT to the provisions of Clause 5 of the Motor Accidents Compensation Regulation (No 2) 1999, notice is given that the document called the List of Medical Services and Fees published by the Australian Medical Association and dated 1 November 2002 is recognised as the AMA List and replaces the document called the List of Medical Services and Fees published by the Australian Medical Association and dated 1 November 2001.

This notice is to take effect on and from 24 January 2003.

Motor Accidents Authority
Sydney, 13th day of January 2003

DAVID BOWEN,
General Manager

NATIONAL PARKS AND WILDLIFE ACT 1974**ERRATUM**

IN the notification appearing in the *Government Gazette* dated 13 December 2002, Folio 10681, advising that plans of management for Doorigan National Park and Middle Brother National Park had been prepared, the following amendment should be made:

Omit "Middle Brother National Park" and insert in lieu thereof "Yoorigan National Park"

It is proposed to change the name of Yoorigan National Park to Middle Brother National Park but the name change has not yet occurred.

ALISON RAMSAY,
Planning Coordinator

NATIONAL PARKS AND WILDLIFE ACT 1974**YOORIGAN (MIDDLE BROTHER) NATIONAL PARK****DRAFT PLAN OF MANAGEMENT****CORRECTION**

IN December 2002 the National Parks and Wildlife Service gave notice that a plan of management had been prepared for Middle Brother National Park, which is the name given locally to Yoorigan National Park. The correct gazetted name for the park is Yoorigan National Park. It is proposed to change the name of Yoorigan National Park to Middle Brother National Park but the name change has not yet occurred.

The closing date for public comment on the draft plan for the park is 28 March 2003.

TOW TRUCK INDUSTRY REGULATION 1999**JOB ALLOCATION SCHEME**

Order Pursuant to Clause 25

I THE HON CARL SCULLY MP, Minister for Transport hereby make the following Order pursuant to Clause 25 of the Tow Truck Industry Regulation 1999 that:

- (a) The Job Allocation Scheme will apply in the area within the Job Allocation Scheme boundary in the map titled "Job Allocation Scheme Trial Zone".

The Job Allocation Scheme Trial Zone is bounded on the:

- West by the Penrith Local Government Area boundary;
- North by the Penrith Local Government Area boundary using Richmond Road and the Driftway;
- East by the Penrith Local Government Area boundary using Ropes Creek and South Creek upto the intersection of South Creek and Richmond Road; and
- South by the Nepean River using the boundary of the Blue Mountains and Wollondilly Local Government Areas, Ripple Creek, Lake Burragorang, then the South and South Western border of Warragamba Parish until it intersects with the Nepean River, then as per the Penrith Local Government Area using a line from South of the Hopewood Health Centre to the intersection of Northern Road and Adams Road, then the Northern Road and Elizabeth Drive.

A map of the Job Allocation Scheme Trial Zone is available at the Tow Truck Authority's website:

<http://www.transport.nsw.gov.au/towtrucks/operations/jas-area.pdf>

- (b) The Job Allocation Scheme will start at 4am on 20 January 2003 and finish at 10pm on 18 July 2003.

- (c) The Job Allocation Scheme in the 'trial area' will apply to accident towing of motor vehicles that do not exceed 4 tonnes and all towing work performed on behalf of the NSW Police Service.

CARL SCULLY, M.P.,
Minister for Transport

TENDERS

Department of Public Works and Services SUPPLIES AND SERVICES FOR THE PUBLIC SERVICE

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

21 January 2003

- 0202697** SUPPLY, DELIVERY AND INSTALLATION OF TWO (2) AUTOCLAVES.
DOCUMENTS: \$110.00 PER SET
- S0253238** SECURITY SERVICES FOR DEPARTMENT OF HOUSING, CENTRAL SYDNEY REGION.
DOCUMENTS: \$110.00 PER SET

22 January 2003

- 0202973** SUPPLY OF JUMPERS. DOCUMENTS: \$110.00 PER SET
- 0202720** PROVISION OF COMMUNITY HOUSING INSURANCE SCHEME.
DOCUMENTS: \$110.00 PER SET
- 035/777** RETAIL SUPPLY OF ELECTRICITY. DOCUMENTS: \$110.00 PER SET
- 0202934** AUDIT SERVICES, INCLUDING REGIST. TRAINING ORG.S AUDITS, FOR NSW DET.
DOCUMENTS: \$110.00 PER SET

28 January 2003

- S02/00284(6045)** CLEANING FOR ENERGY AUSTRALIA, VARIOUS SITES 0205. CATEGORY A. INSPECTION
DATE AND TIME: 6 JANUARY 2003 AT 8:30 AM SHARP. AREA: SQUARE METRES.
DOCUMENTS: \$110.00 PER SET
- S0001924** PROVISION OF SECURITY SERVICE FOR MCKELL BUILDING, SYDNEY.
DOCUMENTS: \$110.00 PER SET

29 January 2003

- 0202513** SUPPLY OF SOCKS. DOCUMENTS: \$110.00 PER SET
- 0202514** PROVISION AND MANAGEMENT OF STORAGE FACILITIES FOR CONFISCATED VEHICLES.
DOCUMENTS: \$110.00 PER SET
- 0202837** SIGNAGE. DOCUMENTS: \$110.00 PER SET

6 February 2003

- IT 01/2774** LEARNINGWARE PLATFORM. DOCUMENTS: \$220.00 PER SET

19 February 2003

- 025/7271** RELOCATION OF DEMOUNTABLE BUILDINGS. DOCUMENTS: \$110.00 PER SET

20 February 2003

- IT 02/2954** PROVISION OF MAINTENANCE SERVICES FOR VOICE CUSTOMER PREMISES EQUIP.
DOCUMENTS: \$220.00 PER SET

4 March 2003

- S0218928** SECONDARY RESOURCE USE OF PRE-TREATED MUNICIPAL SOLID WASTE.
DOCUMENTS: \$220.00 PER SET

TENDER DOCUMENT FEE

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

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

PRIVATE ADVERTISEMENTS

COUNCIL NOTICES

BATHURST CITY COUNCIL

Roads Act 1993, Section 162

Naming of Public Roads – Vincent Crescent,
Walpole Close, Arnold Court, Douglas Court

NOTICE is hereby given that Bathurst City Council, in pursuance of section 162 of the Roads Act 1993, has named the roads as follows:

<i>Location</i>	<i>New Street Name</i>
North of Alcheringa Road and south of Tandora Street.	Vincent Crescent.
North of Alcheringa Road and south of Tandora Street.	Walpole Close.
North of Weeronga Way and south of Jagoe Drive.	Arnold Court.
North of Weeronga Way and south of Jagoe Drive.	Douglas Court.

Council will also amalgamate Tandora Street and Tandora Street West into Tandora Street with the corresponding rearrangement of house numbers, where required. Authorised by resolution of the Council on 20th November, 2002. BATHURST CITY COUNCIL, Private Mail Bag 17, Bathurst, NSW 2795. [0024]

BAULKHAM HILLS SHIRE COUNCIL

Roads Act 1993, Section 39

Closure of Temporary Public Road – Road Linking
Park Ridge Circuit to Green Road, Kellyville

THE Baulkham Hills Shire Council hereby advises that pursuant to section 39 of the Roads Act 1993, it intends to close to vehicular traffic the temporary public road linking Park Ridge Circuit to Green Road, Kellyville. The temporary public road is situated on Lot 11, DP 1023882. On publication of this notice the temporary public road ceases to be a public road and the rights of passage and access that previously existed in relation to the road are extinguished. Dated at Castle Hill this 15th day of January 2003. DAVID MEAD, General Manager, Baulkham Hills Shire Council, PO Box 75, Castle Hill, NSW 2154. [0025]

FAIRFIELD CITY COUNCIL

Roads Act 1993, Section 116

Proposed Traffic Management Scheme – Churchill
Street, Fairfield

NOTICE is hereby given that the Council proposes to construct two slow points in Churchill Street, Fairfield. Council is now seeking comments on the proposal from residents and interested parties. Submissions in writing, either by way of support or objection to the proposal, must reach Council by 4.00 p.m., Friday, 21st February, 2003 (please quote Council's reference G10-01-920 in reply). Further information can be obtained by contacting

Council's Traffic and Road Safety Branch on (02) 9725 0388 during business hours. ALAN YOUNG, City Manager, Fairfield City Council, PO Box 21, Fairfield, NSW 1860. [0012]

FAIRFIELD CITY COUNCIL

Roads Act 1993, Section 116

Proposed Reversal of Traffic Flow — Cheryl Lane,
Villawood

THE Council is proposing to reverse the direction of traffic flow in Cheryl Lane from the current anticlockwise flow to clockwise flow. Cheryl Lane is located in Villawood Town Centre and services the buildings between Villawood Place and Woodville Road. Comment on the proposal is being sought from local residents and any other interested parties. Please address comments to the Traffic and Road Safety Engineer, Fairfield City Council, PO Box 21, Fairfield 1860, quoting reference number G10-85-050. Comments must reach Council no later than 4.00 p.m., Friday, 28th February, 2003. For further information, please telephone Council's Traffic and Road Safety Branch on (02) 9725 0260. A. YOUNG, City Manager, Fairfield City Council, PO Box 21, Fairfield, NSW 1860. [0026]

HOLROYD CITY COUNCIL

Roads (General) Regulation 2000

Naming of Public Roads – Reconciliation Road,
Butu Wargun Drive, Foundation Place, Picrite Close

PURSUANT to Clause 9 of the Roads (General) Regulation 2000, notice is hereby given of the naming of the following four (4) new roads within the Employment Lands of the Greystanes Estate at Prospect:

<i>Description</i>	<i>New Name</i>
Road 1	Reconciliation Road.
Road 2	Butu Wargun Drive.
Road 3	Foundation Place.
Road 4	Picrite Close.

Dated at Merrylands this 14th day of January 2003. MERV ISMAY, Acting General Manager, Holroyd City Council, Memorial Avenue, Merrylands, NSW 2160. [0013]

WALCHA COUNCIL

Roads Act 1993, Section 162

Naming of Public Road – Beaver Place

IN accordance with section 162 of the Roads Act 1993, it is notified that there being no further objections received, Council has adopted the name of "Beaver Place" for the newly created road in the Tom Watson Industrial Estate, Walcha. Authorised by resolution of Council on 27th November, 2002. ROB CALLAGHAN, General Manager, Walcha Council, PO Box 2, Walcha, NSW 2354. [0014]

ESTATE NOTICES

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of KENNETH JAMES WARD, late of Ingleburn, in the State of New South Wales, retired, who died on 15th September, 2000 must send particulars of his claim to the executrix, Lurlene Alyson Ward, c.o. Kencalo & Ritchie, Solicitors, 96 Moore 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 19th April, 2001. KENCALO & RITCHIE, Solicitors, 96 Moore Street, Liverpool, NSW 2170 (DX 5003, Liverpool), tel.: (02) 9602 8333. [0015]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of DULCIE CHRISTIAN GREENING, late of c.o. Rozelle Hospital, Rozelle, in the State of New South Wales, who died on 21st July, 2002 must send particulars of his claim to the administrators, c.o. John S. Fordham, Solicitor, 12 Station Street, West Ryde, within one (1) calendar month from publication of this notice. After that time the administrators may distribute the assets of the estate having regard only to the claims of which at the time of distribution they have notice. Letters of Administration were granted in New South Wales on 18th December, 2002. JOHN S. FORDHAM, Solicitor, 12 Station Street, West Ryde, NSW 2114 (DX 27551, West Ryde), tel.: (02) 9858 1533. [0016]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of RAYMOND RICHARD HOLLEY, late of 694 Victoria Road, Ermington, in the State of New South Wales, who died on 9th November, 2002 must send particulars of his claim to the executrix, c.o. John S. Fordham, Solicitor, 12 Station Street, West Ryde, 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 27th December, 2002. JOHN S. FORDHAM, Solicitor, 12 Station Street, West Ryde, NSW 2114 (DX 27551, West Ryde), tel.: (02) 9858 1533. [0017]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of NORMAN JOHN MASON, late of Beacon Hill (formerly of Dee Why), in the State of New South Wales, retired, who died on 14th August, 2002 must send particulars of his claim to the executor, Thomas Barry Mason, c.o. Rees & Tuckerman, Solicitors, 678 Pittwater Road, Brookvale, 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 23rd December, 2002. REES & TUCKERMAN, Solicitors, 678 Pittwater Road, Brookvale, NSW 2100 (DX 831, Sydney), tel.: (02) 9905 1469. [0018]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of CHRISTINE PARASKEVI GABRIELIDES, late of Canada Bay, in the State of New South Wales, who died on 29th September, 2002 must send particulars of his claim to the executor, c.o. Mercuri & Co., Solicitors, Suite 1, 191 First Avenue, Five Dock, 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 20th December, 2002. MERCURI & CO., Solicitors, Suite 1, 191 First Avenue, Five Dock, NSW 2046 (DX 21014, Drummoyne), tel.: (02) 9712 5700. [0019]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of HERBERT MARTIN PETERS, late of 2 Sandbar Place, Lilli Pilli, in the State of New South Wales, who died on 31st October, 2002 must send particulars of his claim to the executrix, c.o. Bowles & Company, Solicitors, Suite 13, 20-24 Gibbs Street, Miranda, 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 13th December, 2002. BOWLES & COMPANY, Solicitors, Suite 13, 20-24 Gibbs Street, Miranda, NSW 2228 (PO Box 985, Miranda, NSW 1490) (DX 25612, Miranda), tel.: (02) 9524 7500. [0022]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of BETTY PHILLIPS, late of 10 Lockwood Avenue, Greenacre, in the State of New South Wales, home duties, who died on 29th October, 2002 must send particulars of his claim to the executors, Allan James Phillips and Lawrence John Phillips and Jeffrey Ronald Phillips, c.o. Low Doherty & Stratford, Solicitors, 9 Campbell Street, Blacktown, 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 18th December, 2002. LOW DOHERTY & STRATFORD, Solicitors, 9 Campbell Street, Blacktown, NSW 2148 (DX 8109, Blacktown), tel.: (02) 9622 4644. [0023]

COMPANY NOTICES

NOTICE of final meeting.—KING RECORDS PTY LIMITED (In liquidation), ACN 001 232 328.—Notice is given in pursuance of section 509 of the Corporations Law that the final meeting of members will be held at Suite 1, 161 Military Road, Dover Heights, New South Wales on 21st February, 2003 at 10.00 a.m. for the purpose of presenting the liquidator's account of the winding up. Dated 15th January, 2003. J. W. McEWEN, Liquidator, c.o. John McEwen & Co., Chartered Accountants, Suite 1, 161 Military Road, Dover Heights, NSW 2030, tel.: (02) 9371 2401. [0020]

OTHER NOTICES

DECLARATION with respect to a Canon to which section 67 (1) (a) (ii) or (iii) or section 67 (1) (c) of the Constitution applies.—I, PETER FREDERICK CARNLEY, President of General Synod and Primate of The Anglican Church of Australia pursuant to section 67 (2) of the Constitution and the Rules of the General Synod do declare that a bill for a canon entitled Constitution Alteration (Discipline Clarification) Canon 1998 was duly passed at the session of General Synod held in the year 1998 and that subsequently at least three-quarters of the diocesan synods of The Anglican Church of Australia including all the metropolitan sees assented to it by ordinance and that all such assents were in force on the thirtieth day of November 2002, and I determine that there is no condition remaining to which the coming of the canon into effect is subject and I appoint the fourteenth day of April 2003 as the date on which the canon shall come into effect and I declare that the Constitution on and from that day will be altered accordingly. Dated 6th day of January 2003. PETER CARNLEY, President of General Synod. The Anglican Church of Australia, General Synod Office, PO Box Q190, QVB Post Office, Sydney, NSW 1230. [0021]