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LEGISLATION

Proclamations



New South Wales

Proclamation

under the

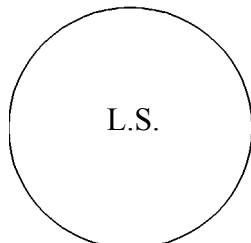
**Evidence Legislation Amendment (Accused Child Detainees)
Act 2003 No 57**

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 *Evidence Legislation Amendment (Accused Child Detainees) Act 2003*, do, by this my Proclamation, appoint 9 February 2004 as the day on which that Act commences.

Signed and sealed at Sydney, this 4th day of February 2004.

By Her Excellency's Command,



L.S.

BOB DEBUS, M.P.,
Attorney General

GOD SAVE THE QUEEN!

Regulations



Crimes (Administration of Sentences) Amendment (Miscellaneous) Regulation 2004

under the

Crimes (Administration of Sentences) Act 1999

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Crimes (Administration of Sentences) Act 1999*.

JOHN HATZISTERGOS, M.L.C.,
Minister for Justice

Explanatory note

The object of this Regulation is to amend the *Crimes (Administration of Sentences) Regulation 2001* so as:

- (a) to enable regard to be had, in preparing an inmate's case plan, to the inmate's criminal history (rather than just the inmate's criminal record), and
- (b) to provide for expeditious review of decisions of the Commissioner with respect to the transfer of inmates who are serious offenders or who have a high security or extreme high security designation, and
- (c) to clarify the services and programs available to inmates, and
- (d) to revert to the terms "accredited chaplain", "minister of religion" and "chapel" from "accredited spiritual advisor", "spiritual advisor" and "sacred space", and
- (e) to provide for new conditions, and to clarify existing conditions, that may be attached to visits to inmates, and
- (f) to make the possession by inmates of cameras, video or audio recording equipment and offensive weapons or instruments correctional centre offences, and
- (g) to declare contraventions by inmates of relevant provisions of the Act, or of any orders made under such provisions, as correctional centre offences, and
- (h) to give to the Parole Board the power to impose on a serious offender who is on release on parole a further period of supervision of up to 3 years, and

Crimes (Administration of Sentences) Amendment (Miscellaneous) Regulation 2004

Explanatory note

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- (i) to include the Refugee Review Tribunal of the Commonwealth in the definition of *court* for the purposes of attendance by inmates under section 77 of the *Crimes (Administration of Sentences) Act 1999*, and
 - (j) to enable the Commissioner of Corrective Services to exercise the functions that are given by the Regulation to any officer of the Department of Corrective Services, and
 - (k) to provide for the seizure, forfeiture and disposal of property brought into correctional centres in contravention of legislation, and
 - (l) to allow, with the concurrence of the governor of a correctional centre, the use of security belts, batons, chemical aids and firearms by correctional officers for the purpose of restraining inmates, and
 - (m) to clarify the scope of the declaration that correctional officers and Departmental officers are required to give about their associations with certain offenders, and
 - (n) to make consequential and other minor amendments.

This Regulation is made under the *Crimes (Administration of Sentences) Act 1999*, including sections 51, 77, 79 and 271 (the general regulation-making power).

Crimes (Administration of Sentences) Amendment (Miscellaneous)
Regulation 2004

Clause 1

Crimes (Administration of Sentences) Amendment (Miscellaneous) Regulation 2004

under the

Crimes (Administration of Sentences) Act 1999

1 Name of Regulation

This Regulation is the *Crimes (Administration of Sentences) Amendment (Miscellaneous) Regulation 2004*.

2 Amendment of Crimes (Administration of Sentences) Regulation 2001

The *Crimes (Administration of Sentences) Regulation 2001* is amended as set out in Schedule 1.

Crimes (Administration of Sentences) Amendment (Miscellaneous)
Regulation 2004

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 2)

[1] Clause 13 Contents of case plan

Omit “record” from clause 13 (3) (d). Insert instead “history”.

[2] Clause 20 Decision by Commissioner as to inmate’s placement

Insert after clause 20 (2):

- (3) If the Commissioner is of the opinion that there are urgent reasons for doing so, the Commissioner may make a decision with respect to the transfer of an inmate who is a serious offender or an inmate who has a high security or extreme high security designation without giving the Review Council an opportunity to make submissions.
- (4) The Commissioner must notify the Review Council of any decision made under subclause (3).
- (5) After considering the report prepared by the governor, the Review Council may recommend to the Commissioner that the Commissioner reconsider a decision made under subclause (3).

[3] Clause 35 Information concerning review of extension directions

Omit the clause.

[4] Clause 45

Omit the clause. Insert instead:

45 Creation or possession of prohibited goods

An inmate must not create, or have in his or her possession, prohibited goods.

Note. Failure by an inmate to comply with the requirements of this clause is a correctional centre offence.

[5] Clause 60 Inmate services and programs

Omit clause 60 (1). Insert instead:

- (1) The Commissioner may provide an inmate with services and programs that:

Crimes (Administration of Sentences) Amendment (Miscellaneous)
Regulation 2004

Amendments

Schedule 1

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- (a) offer the inmate an opportunity to develop skills, behaviours and attitudes that lessen the likelihood of the inmate re-offending, or
 - (b) contribute to the inmate living in society after release from custody, or
 - (c) promote the health, safety and well-being of the inmate.

[6] Clause 60 (2) (h)

Insert after clause 60 (2) (g):

- (h) sports and recreational activities.

[7] Clause 60 (3) and (3A)

Omit clause 60 (3). Insert instead:

- (3) In the exercise of a function under this clause, the Commissioner must give special attention to the needs of inmates who have low literacy or numeracy.
- (3A) The Commissioner must also give special attention to the needs of inmates who have a disability.

[8] Clause 62 Accreditation of chaplains

Omit clause 62 (1). Insert instead:

- (1) A minister of religion may not perform the functions of a chaplain in a correctional centre unless the minister:
 - (a) is accredited by the Commissioner in accordance with subclause (1A), and
 - (b) is permitted by the appropriate authority for the religious organisation of which the minister is a member to work as a chaplain in the correctional centre.
- (1A) The Commissioner may, by instrument in writing, accredit a minister of religion who has been endorsed by the Civil Chaplaincies Advisory Committee to work as a full-time, part-time or sessional chaplain to inmates, correctional officers and Departmental officers at a correctional centre.
- (1B) The Commissioner must not accredit a minister of religion unless the minister has undergone a criminal record check and been found by the Commissioner to be suitable to work as a chaplain in the centre.

Crimes (Administration of Sentences) Amendment (Miscellaneous)
Regulation 2004

Schedule 1 Amendments

[9] Clauses 62 (3)

Insert after clause 62 (2):

- (3) The Commissioner must give to the Civil Chaplaincies Advisory Committee written notice of any revocation.

[10] Clause 63 Privileges of accredited chaplains

Omit “spiritual advisors or lay persons who are wholly or partly engaged in duties of a spiritual nature” from clause 63 (1) (a).

Insert instead “ministers of religion or lay persons who are wholly or partly engaged in duties of a religious nature”.

[11] Clauses 63, 64 (1), 65, 66 (1), 68 (2), 69 and 72 (2)

Omit “accredited spiritual advisor” wherever occurring.

Insert instead “accredited chaplain”.

[12] Clauses 63 (1) (c), 64 (2) (b), 66 (2), (4) and (5) and 71

Omit “spiritual advisor” wherever occurring.

Insert instead “minister of religion”.

[13] Clause 64 Responsibilities of accredited chaplains

Omit “inmates” in clause 64 (1).

Insert instead “inmates, correctional officers and Departmental officers”.

[14] Clauses 64 (2), 65 (1) (a) and (2) and 66 (1) (b)

Omit “accredited spiritual advisor’s” wherever occurring.

Insert instead “accredited chaplain’s”.

[15] Clause 64 (2) (a)

Insert “injured,” after “sick,”.

[16] Clause 65 Powers of accredited chaplains

Omit “spiritual observance” from clause 65 (1).

Insert instead “religious observance”.

Crimes (Administration of Sentences) Amendment (Miscellaneous)
Regulation 2004

Amendments

Schedule 1

[17] Clauses 65 (1) (b) and 67 (1) (b)

Omit “spiritual advisors” wherever occurring.

Insert instead “ministers of religion”.

[18] Clause 65 (3)

Insert “, and of their families” after “is accredited”.

[19] Clause 66 Access to inmates

Omit “spiritual ministrations” from clause 66 (1) (b).

Insert instead “religious ministrations”.

[20] Clause 66 (3) and (3A)

Omit clause 66 (3). Insert instead:

(3) On request by an inmate belonging to a denomination for which no minister of religion has been accredited, the governor (after consultation with accredited chaplains) may arrange for the inmate to be visited by a minister of religion of that denomination.

(3A) A decision by the governor to grant a request under subclause (3) does not affect the number of visits and maximum number of visitors to which the inmate may be entitled under clauses 75 and 76.

[21] Clause 67 Participation of inmates in religious observances

Omit “Spiritual books, recognised objects of spiritual” from clause 67 (2).

Insert instead “Religious books, recognised objects of religious”.

[22] Clause 68 Use of chapels

Omit “sacred space” wherever occurring.

Insert instead “correctional centre chapel”.

[23] Clause 68 (1)

Insert “that are in keeping with the nature of the building,” after “purposes”.

Crimes (Administration of Sentences) Amendment (Miscellaneous)
Regulation 2004

Schedule 1 Amendments

[24] Clauses 68 (1) and 70

Omit “accredited spiritual advisors” wherever occurring.

Insert instead “accredited chaplains”.

[25] Clause 68 (2A)

Insert after clause 68 (2):

- (2A) The governor of a correctional centre is to encourage inmates to use the correctional centre chapel for personal devotion, worship and meditation.

[26] Clauses 68 (3), 86 (1) and 137 (3) (b) (ii)

Omit “spiritual” wherever occurring.

Insert instead “religious”.

[27] Clause 68 (4)

Insert after clause 68 (3):

- (4) A correctional officer or Departmental officer must not damage any books or other objects used in connection with the rites, services and assemblies of a religious denomination, otherwise than in circumstances where the damage is:
- (a) unavoidable, and
 - (b) in the course of a search or of carrying out the officer’s duties.

[28] Clause 70 Accredited chaplaincy services generally

Omit “spiritual authorities” wherever occurring.

Insert instead “religious authorities”.

[29] Clause 70

Omit “spiritual advisory” wherever occurring.

Insert instead “chaplaincy”.

Crimes (Administration of Sentences) Amendment (Miscellaneous)
Regulation 2004

Amendments

Schedule 1

[30] Clause 72 Inmates' religious affiliation

Omit clause 72 (4). Insert instead:

- (4) If asked to do so by an accredited chaplain, the governor must inform the chaplain of the names of all inmates at the correctional centre who are for the time being shown in the relevant records as belonging to the chaplain's denomination.

[31] Clauses 93 (1) (a) and 240 (a)

Omit "drug detector" wherever occurring.

[32] Clause 98 Prevention of physical contact with inmates

Omit "may, either before or during a visit, direct that the visit is to be or to continue as" from clause 98 (2).

Insert instead "may direct that a visit is to be, or is to continue as,".

[33] Clause 98 (3)

Insert after clause 98 (2):

- (3) A direction under this clause has effect for such period as it may specify or, if no such period is specified, from the time it is given until it is revoked by a further direction.

[34] Clause 101 Termination of visits

Omit "obscene or abusive" from clause 101 (1) (b).

Insert instead "obscene, abusive".

[35] Clause 101 (1) (d)

Insert at the end of clause 101 (1) (c):

, or

- (d) that it is in the interests of the visitor, being a visitor who is under the age of 18 years, to terminate the visit.

Note. For example, the Commissioner may terminate a visit by a child who is visiting an inmate convicted of a sexual offence if the Commissioner is of the opinion that it is necessary for the protection of the child.

Crimes (Administration of Sentences) Amendment (Miscellaneous)
Regulation 2004

Schedule 1 Amendments

[36] Clause 105 Commissioner may bar persons from visiting correctional centres

Insert after clause 105 (1):

- (1A) The Commissioner may direct that a person who is under the age of 18 years is to be prevented from visiting an inmate at any centre, if the Commissioner is of the opinion that it is in the interest of the person that the direction be given.

Note. For example, the Commissioner may direct that a child be prevented from visiting an inmate convicted of a sexual offence if the Commissioner is of the opinion that it is necessary for the protection of the child.

[37] Clause 105 (4) and (5)

Insert after clause 105 (3):

- (4) Permission given under subclause (3) may be given subject to any condition that the Commissioner considers appropriate.
- (5) Without limiting subclause (4), the Commissioner may impose the following conditions:
- (a) that the visit be a non-contact visit,
 - (b) that, in the case of a visit by a child, the child be accompanied by an approved adult for the duration of the visit.

[38] Clause 113A

Insert after clause 113:

113A Possession of cameras, video or audio recorders

An inmate must not have a camera, or video or audio recording equipment, or a charger for any such equipment, in his or her possession.

Note. Failure by an inmate to comply with the requirements of this clause is a correctional centre offence.

Crimes (Administration of Sentences) Amendment (Miscellaneous)
Regulation 2004

Amendments

Schedule 1

[39] Clause 115A

Insert after clause 115:

115A Property brought into correctional centre illegally

- (1) Any property brought into a correctional centre in contravention of the Act, this Regulation or any other law may be confiscated by the governor of the correctional centre.
- (2) Property that is confiscated under this clause becomes the property of the State, to be disposed of as the Commissioner may direct.

Note. Section 75 of the Act provides that the Commissioner may confiscate any property (including any money) that is unlawfully in the possession of an inmate. Property that is confiscated under the section becomes the property of the State, to be disposed of as the Commissioner may direct.

[40] Clause 116

Omit the clause. Insert instead:

116 Definition of “correctional centre offence”

A contravention by an inmate (whether by act or omission) of any of the following is declared to be a correctional centre offence for the purposes of Division 6 of Part 2 of the Act:

- (a) a provision of the Act,
- (b) an order or direction made under a provision of the Act,
- (c) a provision of this Regulation specified in Part 1 or 2 of Schedule 2.

[41] Clause 122 Use of equipment for restraining inmates

Insert “, security belts, batons, chemical aids and firearms” after “handcuffs” in clause 122 (1).

[42] Clause 122 (2) (a)

Omit “security belts, batons, chemical aids and firearms,”.

Crimes (Administration of Sentences) Amendment (Miscellaneous)
Regulation 2004

Schedule 1 Amendments

[43] Clause 126A

Insert after clause 126:

126A Possession of offensive weapon or instrument

- (1) An inmate must not have an offensive weapon or instrument in his or her possession.

Note. Failure by an inmate to comply with the requirements of this clause is a correctional centre offence.

- (2) In this clause:

offensive weapon or instrument has the same meaning as it has in section 4 (1) of the *Crimes Act 1900*.

[44] Clause 148 Urine sample where drug use suspected

Insert “holding office or acting in a rank that is” after “correctional officer” in clause 148 (1).

[45] Clause 148 (1)

Insert “and give directions as to how the sample is to be supplied” after “analysis”.

[46] Clause 148 (3A)

Insert after clause 148 (3):

- (3A) A urine test must be carried out by a government analyst.

[47] Clause 149 Urine sample whether or not drug use suspected

Insert “holding office or acting in a rank that is” after “correctional officer” in clause 149 (1).

[48] Clause 152 Definition of “withdrawable privilege”

Insert “, except in so far as their use is necessary to enable study or research to be undertaken by an inmate in the inmate’s capacity as a student who is enrolled in a course of study or training” after “library facilities” in clause 152 (f).

[49] Clause 170 Establishment of Ethics Committee

Omit “spiritual adviser” from clause 170 (1) (c).

Insert instead “chaplain”.

Crimes (Administration of Sentences) Amendment (Miscellaneous)
Regulation 2004

Amendments

Schedule 1

[50] Clause 171 Functions of Ethics Committee

Insert after clause 171 (c):

(c1) to advise the Commissioner on ethical issues,

[51] Clause 216 Imposition and extension of supervision conditions

Omit “may at any time before the end of the period of supervision under such a condition extend that period by” from clause 216 (2).

Insert instead “may while the parole order is in force extend the period of supervision by, or impose a further period of supervision of,”.

[52] Clause 216 (2A) and (2B)

Insert after clause 216 (2):

(2A) Nothing in this clause enables the Parole Board to extend the period of supervision beyond the expiry date of the sentence.

(2B) The amendment made to subclause (2) by the *Crimes (Administration of Sentences) Amendment (Miscellaneous) Regulation 2004* extends to a parole order in force as at the commencement of that Regulation.

[53] Clause 236 Declaration about associations with inmates

Insert after clause 236 (5):

(6) This clause does not apply if the association between an officer and offender is through unintentional business, sporting or social contact in a public place.

[54] Clause 240 Searching of officers

Omit “governor or principal security officer of a correctional centre”.

Insert instead “governor of a correctional centre or the principal security officer”.

[55] Clause 246 Vigilance

Omit “or relieved by another correctional officer” from clause 246 (3).

Crimes (Administration of Sentences) Amendment (Miscellaneous)
Regulation 2004

Schedule 1 Amendments

[56] Clause 260 Issue of firearms to correctional officers not at armed posts

Omit “governor or principal security officer of a correctional centre” from clause 260 (1).

Insert instead “governor of a correctional centre or the principal security officer”.

[57] Clause 282 Attendance of inmates before courts and court officers

Insert after clause 282 (2) (d):

(e) the Refugee Review Tribunal of the Commonwealth.

[58] Clause 282A

Insert after clause 282:

282A Commissioner may exercise other functions

If the Commissioner considers it necessary to do so, the Commissioner may exercise any function that, under this Regulation, may be exercised by an officer of the Department.

[59] Clause 285 Privacy and security safeguards

Omit “agency (other than a correctional officer or Departmental officer) that would enable any person” from clause 285 (1) (f).

Insert instead “agency that would enable any person (other than a correctional officer or Departmental officer)”.

[60] Clause 290

Insert after clause 289:

290 Transitional

A person who, immediately before the commencement of this clause, was an accredited spiritual advisor in relation to a correctional centre is taken to be an accredited chaplain in relation to the correctional centre until the Commissioner revokes his or her accreditation to work as a chaplain.

Crimes (Administration of Sentences) Amendment (Miscellaneous)
Regulation 2004

Amendments

Schedule 1

[61] Schedule 2 Correctional centre offences

Omit the matter relating to clause 126 in Part 1.

[62] Schedule 2, Part 2

Omit the matter relating to clause 68. Insert instead:

Clause 68	Desecrate or abuse religious items
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[63] Schedule 2, Part 2

Insert after the matter relating to clause 112:

Clause 113A	Possess camera or video or audio recording equipment
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[64] Schedule 2, Part 2

Insert after the matter relating to clause 124:

Clause 126	Conceal article for use in escape or other offence
Clause 126A	Possess offensive weapon or instrument

[65] Dictionary

Omit the definitions of *accredited spiritual advisor*, *spiritual advisor* and *spiritual authority*.

Insert in alphabetical order:

accredited chaplain means a minister of religion for the time being accredited as a chaplain under clause 62.

Civil Chaplaincies Advisory Committee means the committee, made up of representatives from various religious organisations, that liaises between those religious organisations and government departments in matters of chaplaincy in correctional centres.

Crimes (Administration of Sentences) Amendment (Miscellaneous)
Regulation 2004

Schedule 1 Amendments

minister of religion, in relation to a religious organisation, means a priest, rabbi, imam or other person appointed or authorised by the appropriate authority for the organisation to minister to its members and to carry out other religious duties.

Rules



Children's Court Amendment (Accused Child Detainees) Rule 2004

under the

Children's Court Act 1987

Her Excellency the Governor, with the advice of the Executive Council, has made the following Rule under the *Children's Court Act 1987*.

BOB DEBUS, M.P.,
Attorney General

Explanatory note

The *Evidence (Audio and Audio Visual Links) Act 1998* facilitates the giving and receiving of evidence and the making of submissions, in proceedings in New South Wales courts, by audio and audio visual links from places other than the places at which the courts are sitting. It also makes provision with respect to appearances in such proceedings by persons by audio and audio visual links from such other places.

The *Evidence Legislation Amendment (Accused Child Detainees) Act 2003* amended the *Evidence (Audio and Audio Visual Links) Act 1998*:

- (a) to require an accused child who is in custody to appear physically before a court in certain preliminary and other criminal proceedings unless the court concerned directs that the child appear before the court by audio visual link, and
- (b) to enable rules of court to specify factors that the court concerned must take into account before giving such a direction.

The object of this Rule is to amend the *Children's Court Rule 2000* to specify those factors that must be taken into account by the Children's Court before giving such a direction.

This Rule is made under section 23 of the *Children's Court Act 1987* (the general rule-making power) and section 22 of the *Evidence (Audio and Audio Visual Links) Act 1998* (relating to regulations and rules).

Clause 1 Children's Court Amendment (Accused Child Detainees) Rule 2004

Children's Court Amendment (Accused Child Detainees) Rule 2004

under the

Children's Court Act 1987

1 Name of Rule

This Rule is the *Children's Court Amendment (Accused Child Detainees) Rule 2004*.

2 Commencement

This Rule commences on 9 February 2004.

3 Amendment of Children's Court Rule 2000

The *Children's Court Rule 2000* is amended as set out in Schedule 1.

Children's Court Amendment (Accused Child Detainees) Rule 2004

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 3)

Clause 32A

Insert after clause 32:

32A Relevant factors for appearance by audio visual link: section 5BBA of Evidence (Audio and Audio Visual Links) Act 1998

- (1) The following are specified as factors that the Court is to take into account in determining whether it is in the interests of the administration of justice to make a direction under section 5BBA (1) of the *Evidence (Audio and Audio Visual Links) Act 1998* that an accused child detainee is to appear before the Court by audio visual link:
 - (a) the nature of the proceedings concerned,
 - (b) the right of the accused child detainee to be given the fullest opportunity to be heard and to participate in the proceedings,
 - (c) whether the accused child detainee would be significantly advantaged or disadvantaged if directed to appear by audio visual link,
 - (d) the availability of Children's Magistrates to hear the proceedings by audio visual link,
 - (e) the need for the accused child detainee's lawyer to obtain initial or detailed instructions from the accused child detainee,
 - (f) the need for the accused child detainee's lawyer to discuss a brief of evidence with the accused child detainee,
 - (g) the distance the accused child detainee would need to travel and the expense and inconvenience involved in appearing physically before the Court,
 - (h) the maturity of the accused child detainee,
 - (i) the accused child detainee's need for the support of a parent, carer or other support person during the proceedings,
 - (j) the wishes of the accused child detainee,

Children's Court Amendment (Accused Child Detainees) Rule 2004

Schedule 1 Amendment

-
- (k) the involvement of the accused child detainee in any educative or rehabilitative program at the detention centre at which the accused child detainee is in custody,
 - (l) any special needs of the accused child detainee, including the impact of any intellectual or physical disability or mental illness that the accused child detainee may have,
 - (m) whether the accused child detainee requires the assistance of an interpreter and the availability of an appropriate interpreter,
 - (n) the risk that the personal security of a particular person or persons (including the accused child detainee) may be endangered if the accused child detainee appears in the courtroom or place where the Court is sitting,
 - (o) the risk of the accused child detainee escaping, or attempting to escape, from custody when attending the courtroom or place where the Court is sitting,
 - (p) the behaviour of the accused child detainee when appearing before a court in the past,
 - (q) the conduct of the accused child detainee while in custody, including the accused child detainee's conduct during any period in the past during which the accused child detainee was being held in custody in a detention centre.
- (2) Expressions used in this clause that are defined in section 3 of the *Evidence (Audio and Audio Visual Links) Act 1998* have the meanings set out in that section.

Orders



Crimes (Administration of Sentences) (Interstate Leave) Order 2004

under the

Crimes (Administration of Sentences) Act 1999

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 28 of the *Crimes (Administration of Sentences) Act 1999*, make the following Order.

Dated, this 28th day of January 2004.

By Her Excellency's Command,

JOHN HATZISTERGOS, M.L.C.,
Minister for Justice

Explanatory note

Section 28 of the *Crimes (Administration of Sentences) Act 1999* provides that the Governor may, by an order published in the Gazette, declare that a law of a State or Territory other than New South Wales is a corresponding interstate law for the purposes of Subdivision 2 (Interstate leave of absence) of Division 3 (Transfer and leave of absence) of Part 2 (Imprisonment by way of full-time detention) of that Act.

The purpose of this Order is to declare the *Corrections Act 1986* of Victoria as such a corresponding law.

Clause 1 Crimes (Administration of Sentences) (Interstate Leave) Order 2004

Crimes (Administration of Sentences) (Interstate Leave) Order 2004

under the

Crimes (Administration of Sentences) Act 1999

1 Name of Order

This Order is the *Crimes (Administration of Sentences) (Interstate Leave) Order 2004*.

2 Corrections Act 1986 of Victoria

It is declared that the *Corrections Act 1986* of Victoria is a corresponding interstate law for the purposes of Subdivision 2 of Division 3 of Part 2 of the *Crimes (Administration of Sentences) Act 1999*.

OFFICIAL NOTICES**Appointments****EDUCATION ACT 1990**

Notification of an Appointment to the Board of Studies

I, ANDREW JOHN REFSHAUGE, Deputy Premier, Minister for Education and Training and Minister for Aboriginal Affairs, in pursuance of Schedule 1, Clause 8 of the Education Act 1990, appoint Ms Theresia ZADKOVICH as a member of the Board of Studies, being a nominee provided under section 100(3)(h), for a term commencing on and from 1 October 2003 until 30 September 2006.

ANDREW REFSHAUGE, M.P.,
Deputy Premier,
Minister for Education and Training
and Minister for Aboriginal Affairs

MINES INSPECTION ACT 1901

Appointment of Acting Inspector

MARIE BASHIRE, Governor

I, Professor Marie Bashir, AC, Governor of the State of New South Wales, with the advice of the Executive Council, pursuant to the provisions of section 32(1) of the *Mines Inspection Act, 1901* and Section 7(1)(f) of the *Coal Mines Regulation Act 1982*, have appointed ROBERT ALEXANDER KENNEDY as an acting Inspector of Electrical Engineering for a 12 month term commencing from 7 February 2004.

Signed and sealed at Sydney, this 21st day of January 2004.

By Her Excellency's Command

KERRY HICKEY, M.P.,
Minister for Mineral Resources

NSW Fisheries

F98/336

FISHERIES MANAGEMENT ACT 1994

Section 8 Notification – Fishing Closure

Pipis – All Ocean Beaches of New South Wales

I, STEVE DUNN, prohibit the taking of pipis (of any species) from the whole of the ocean waters (below the mean high water mark) of any New South Wales beach at all times by any person and by any method for any purpose other than for use as fishing bait in the immediate vicinity of their take or by an appropriately authorised commercial fisher operating under an approved biotoxin management plan. Pipis taken for use as bait may be in possession within 50 metres of the mean high water mark.

This prohibition is effective for a period of up to five years from the date of publication, unless sooner varied or revoked by notification of Director-General of NSW Fisheries.

STEVE DUNN,
Director-General
NSW Fisheries

Department of Infrastructure, Planning and Natural Resources

Infrastructure and Planning



New South Wales

Ballina Local Environmental Plan 1987 (Amendment No 78)

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (G02/00117/PC)

DIANE BEAMER, M.P.,
Minister Assisting the Minister for Infrastructure
and Planning (Planning Administration)

Clause 1 Ballina Local Environmental Plan 1987 (Amendment No 78)

Ballina Local Environmental Plan 1987 (Amendment No 78)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Ballina Local Environmental Plan 1987 (Amendment No 78)*.

2 Aims of plan

The aims of this plan are:

- (a) to rezone part of the land to which this plan applies to Zone No 2 (a) Living Area Zone and Zone No 6 (a) Open Space Zone, and
- (b) to remove zoning from the submerged land to which this plan applies so it is consistent with the unzoned land comprising the Richmond River, and
- (c) to zone currently unzoned foreshore land to which this plan applies to Zone No 6 (a) Open Space Zone.

3 Land to which plan applies

This plan applies:

- (a) to Lot 27, DP 879800 and Lot 3, DP 719008, Burns Point Ferry Road, West Ballina and the adjoining foreshore land as shown edged heavy black on the map marked "Ballina Local Environmental Plan 1987 (Amendment No 78)" deposited in the office of Ballina Shire Council, and
- (b) to submerged land adjoining the foreshore land referred to paragraph (a) and marked "This portion of property to be unzoned" on the map referred to in paragraph (a).

4 Amendment of Ballina Local Environmental Plan 1987

Ballina Local Environmental Plan 1987 is amended by inserting in appropriate order in the definition of *the map* in clause 5 (1):

Ballina Local Environmental Plan 1987 (Amendment No 78)



New South Wales

Griffith Local Environmental Plan 2002 (Amendment No 1)

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (Q03/00004/PC)

DIANE BEAMER, M.P.,
Minister Assisting the Minister for Infrastructure
and Planning (Planning Administration)

Clause 1 Griffith Local Environmental Plan 2002 (Amendment No 1)

Griffith Local Environmental Plan 2002 (Amendment No 1)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Griffith Local Environmental Plan 2002 (Amendment No 1)*.

2 Aims of plan

This plan aims:

- (a) to rezone the land to which this plan applies from Zone 6 (a) Open Space to Zone 2 (a) Residential under *Griffith Local Environmental Plan 2002*, and
- (b) to allow, with the consent of Griffith City Council, the carrying out of development on the land for purposes permissible within the Residential Zone.

3 Land to which plan applies

This plan applies to land within the City of Griffith, being part of Lot 1342, DP 751709, Noorla Street, Griffith, in the Parish of Jondaryan and County of Cooper, as shown distinctively coloured, edged heavy black and lettered "2 (a)" on the map marked "Griffith Local Environmental Plan 2002 (Amendment No 1)" deposited in the office of Griffith City Council.

4 Amendment of Griffith Local Environmental Plan 2002

Griffith Local Environmental Plan 2002 is amended by omitting the note to Part 2 of Schedule 1 and by inserting instead the following words:

Griffith Local Environmental Plan 2002 (Amendment No 1)



New South Wales

Lake Macquarie Local Environmental Plan 1984 (Amendment No 182)

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (N03/00117/S69)

DIANE BEAMER, M.P.,
Minister Assisting the Minister for Infrastructure
and Planning (Planning Administration)

Clause 1 Lake Macquarie Local Environmental Plan 1984 (Amendment No 182)

Lake Macquarie Local Environmental Plan 1984 (Amendment No 182)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Lake Macquarie Local Environmental Plan 1984 (Amendment No 182)*.

2 Aims of plan

This plan aims:

- (a) to reclassify part of the land to which this plan applies, being certain land at Balcolyn, from community land to operational land within the meaning of the *Local Government Act 1993* to enable it to be sold to the Crusader Union of Australia, and
- (b) to reclassify part of the land, being certain land at Wakefield, from community to operational to enable Lake Macquarie City Council to license the area to Oceanic Coal Australia for the purpose of providing overhead powerlines to service its adjoining land, and
- (c) to reclassify from community to operational and rezone part of the land, being certain land at Charlestown, to enable it to be sold to the Charlestown Bowling Club to facilitate correction of an encroachment by the bowling club, and
- (d) to reclassify from community to operational and rezone the remaining land, being certain land at Wangi Wangi, to enable it to be leased to the Wangi District Workers Club for carparking.

3 Land to which plan applies

This plan applies to certain land in the City of Lake Macquarie, as shown edged heavy black on Sheets 1–6 of the map marked “Lake Macquarie Local Environmental Plan 1984 (Amendment No 182)” deposited in the office of the Council of the City of Lake Macquarie.

Page 2

Lake Macquarie Local Environmental Plan 1984 (Amendment No 182)

Clause 4

4 Amendment of Lake Macquarie Local Environmental Plan 1984

Lake Macquarie Local Environmental Plan 1984 is amended as set out in Schedule 1.

Lake Macquarie Local Environmental Plan 1984 (Amendment No 182)

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 4)

[1] Clause 7 Interpretation

Insert in appropriate order in the definition of *the map* in clause 7 (1):

Lake Macquarie Local Environmental Plan 1984
(Amendment No 182)—Sheets 5 and 6

[2] Clause 32 Classification and reclassification of public land as operational

Omit “cited at the end of the description of the parcel” from clause 32 (4).

Insert instead “that inserted the description of the parcel in that Part”.

[3] Schedule 4 Classification and reclassification of public land as operational

Insert in Part 2 of the Schedule in alphabetical order of locality:

Balcolyn

Yarrowonga Park Road Part of Lot 1, DP 254920, as shown edged heavy black on Sheet 1 of the map marked “Lake Macquarie Local Environmental Plan 1984 (Amendment No 182)”

Wangi Wangi

David Street Lot 13, DP 731121, as shown edged heavy black on Sheet 4 of the map marked “Lake Macquarie Local Environmental Plan 1984 (Amendment No 182)”

Lake Macquarie Local Environmental Plan 1984 (Amendment No 182)

Amendments

Schedule 1

[4] Schedule 4, Part 2

Insert in Part 2 of the Schedule in alphabetical order of street name under the heading “**Charlestown**”:

Pacific Highway	Part of Lot 231, DP 810988, as shown edged heavy black on Sheet 2 of the map marked “Lake Macquarie Local Environmental Plan 1984 (Amendment No 182)”
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[5] Schedule 4, Part 3

Insert in Part 3 of the Schedule in alphabetical order of locality:

Wakefield

Wakefield Road	Part of Lot 153, DP 823161, as shown edged heavy black on Sheet 3 of the map marked “Lake Macquarie Local Environmental Plan 1984 (Amendment No 182)”.
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New South Wales

Maitland Local Environmental Plan 1993 (Amendment No 72)

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (N03/00269/PC)

DIANE BEAMER, M.P.,
Minister Assisting the Minister for Infrastructure
and Planning (Planning Administration)

Clause 1 Maitland Local Environmental Plan 1993 (Amendment No 72)

Maitland Local Environmental Plan 1993 (Amendment No 72)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Maitland Local Environmental Plan 1993 (Amendment No 72)*.

2 Aims of plan

This plan aims to rezone the land to which this plan applies from Zone 1 (b) Secondary Rural Land to Zone 1 (c) Rural Small Holdings under the provisions of *Maitland Local Environmental Plan 1993*.

3 Land to which plan applies

This plan applies to land in the City of Maitland, being Lot 25, DP 985999, Gullivers Lane, Louth Park, as shown edged heavy black on the map marked "Maitland Local Environmental Plan 1993 (Amendment No 72)" deposited in the office of the Council of the City of Maitland.

4 Amendment of Maitland Local Environmental Plan 1993

Maitland Local Environmental Plan 1993 is amended by inserting in appropriate order in the definition of ***The map*** in clause 5 (1) the following words:

Maitland Local Environmental Plan 1993 (Amendment No 72)

Page 2



New South Wales

Parramatta Local Environmental Plan (Reclassification of Public Land under SREP No 28) (Amendment No 2)

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (P02/00710/S69)

DIANE BEAMER, M.P.,
Minister Assisting the Minister for Infrastructure
and Planning (Planning Administration)

Clause 1 Parramatta Local Environmental Plan (Reclassification of Public Land under SREP No 28) (Amendment No 2)

Parramatta Local Environmental Plan (Reclassification of Public Land under SREP No 28) (Amendment No 2)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Parramatta Local Environmental Plan (Reclassification of Public Land under SREP No 28) (Amendment No 2)*.

2 Aims of plan

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

3 Land to which plan applies

This plan applies to land situated in the City of Parramatta, being Lot 1, DP 604304, Lot 15, DP 539448, Lot 1, DP 601591, Lot 4, DP 575528, Lot 5, DP 574406, Lot 6, DP 540450, Lot 4, DP 529723 and Lot 2, DP 524788, Parkes Street, between Station Street East and the Charles Street Extension, Harris Park, as shown edged heavy black on the map marked "Parramatta Local Environmental Plan (Reclassification of Public Land under SREP No 28) (Amendment No 2)" deposited in the office of the Council of the City of Parramatta.

4 Amendment of Sydney Regional Environmental Plan No 28—Parramatta

Sydney Regional Environmental Plan No 28—Parramatta is amended as set out in Schedule 1.

Parramatta Local Environmental Plan (Reclassification of Public Land under SREP No 28) (Amendment No 2)

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 4)

Schedule 5 Classification and reclassification of public land as operational land

Insert in alphabetical order of locality in Part 1 of the Schedule in Columns 1 and 2, respectively:

Harris Park

Parkes Street, between Station Street East and the Charles Street Extension	Lot 1, DP 604304, Lot 15, DP 539448, Lot 1, DP 601591, Lot 4, DP 575528, Lot 5, DP 574406, Lot 6, DP 540450, Lot 4, DP 529723 and Lot 2, DP 524788, as shown edged heavy black on the map marked "Parramatta Local Environmental Plan (Reclassification of Public Land under SREP No 28) (Amendment No 2)".
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New South Wales

Rockdale Local Environmental Plan 2000 (Amendment No 17)— Heritage Conservation

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (S02/01844/S69)

DIANE BEAMER, M.P.,
Minister Assisting the Minister for Infrastructure
and Planning (Planning Administration)

Clause 1 Rockdale Local Environmental Plan 2000 (Amendment No 17)—Heritage Conservation

Rockdale Local Environmental Plan 2000 (Amendment No 17)—Heritage Conservation

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Rockdale Local Environmental Plan 2000 (Amendment No 17)—Heritage Conservation*.

2 Aims of plan

This plan aims:

- (a) to identify and conserve the environmental heritage of the City of Rockdale by adding additional properties to the schedule of heritage items under *Rockdale Local Environmental Plan 2000*, and
- (b) to ensure that any development of the land to which this plan applies does not adversely affect the heritage significance of those heritage items and their settings.

3 Land to which plan applies

This plan applies to land within the City of Rockdale as specified in Schedule 1 to this plan.

4 Amendment of Rockdale Local Environmental Plan 2000

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

Rockdale Local Environmental Plan 2000 (Amendment No 17)—Heritage Conservation

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 4)

Schedule 1

Insert in Part 2 (Heritage items) in alphabetical order of street name and, if there are two or more entries for the street concerned, in numerical order of street number, under the headings **Address**, **Suburb**, **Property description** and **Item name**, respectively:

Atkinson Street, 26	Arncliffe	Lot A, DP 371048	Sandstone Federation cottage
Bowmer Street, 15	Banksia	Lot 30, Sec D, DP 1771	Sandstone Victorian cottage
Connemarra Street, 12	Bexley	Lot 1, DP 902728	Sandstone and brick Federation cottage
Curtis Street, 1	Banksia	Cnr Lot A, DP 165784	Sandstone Victorian cottage
Curtis Street, 5	Banksia	Lot 1, DP 666244	Sandstone Victorian cottage
Curtis Street, 7	Banksia	Lot B, DP 165784	Sandstone Victorian cottage
Farr Street, 105	Rockdale	Lot 1, DP 971045	Sandstone Victorian cottage
Hannam Street, 28	Turrella	Lot 11, DP 1015728	Sandstone Victorian cottage incorporated in a modern dwelling
Kitchener Street, 38	Kogarah	Lot 1, DP 310720	Sandstone Victorian cottage

Page 3

Rockdale Local Environmental Plan 2000 (Amendment No 17)—Heritage
Conservation

Schedule 1 Amendment

Kyle Street, 15	Arncliffe	Cnr Part Lots 13–15, DP 297	Sandstone Victorian cottage
Lansdowne Street, 17	Bardwell Valley	Lot 12, DP 9171	Brick Californian Bungalow cottage



New South Wales

City of Shoalhaven Local Environmental Plan 1985 (Amendment No 205)

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (W92/00802/PC)

DIANE BEAMER, M.P.,
Minister Assisting the Minister for Infrastructure
and Planning (Planning Administration)

Clause 1 City of Shoalhaven Local Environmental Plan 1985 (Amendment No 205)

City of Shoalhaven Local Environmental Plan 1985 (Amendment No 205)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *City of Shoalhaven Local Environmental Plan 1985 (Amendment No 205)*.

2 Aims of plan

This plan aims:

- (a) to provide for the proper management of wetlands and lands of high scenic quality, and
- (b) to provide for the social amenity of the Vincentia district.

3 Land to which plan applies

This plan applies to land situated at Vincentia in the City of Shoalhaven, being land shown edged heavy black on the map marked “City of Shoalhaven Local Environmental Plan 1985 (Amendment No 205)” deposited in the office of the Council of the City of Shoalhaven.

4 Amendment of City of Shoalhaven Local Environmental Plan 1985

City of Shoalhaven Local Environmental Plan 1985 is amended by inserting in appropriate order in the definition of *the map* in clause 6 (1):

City of Shoalhaven Local Environmental Plan 1985
(Amendment No 205)



New South Wales

City of Shoalhaven Local Environmental Plan 1985 (Amendment No 208)

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (W92/00811/S69)

DIANE BEAMER, M.P.,
Minister Assisting the Minister for Infrastructure
and Planning (Planning Administration)

Clause 1 City of Shoalhaven Local Environmental Plan 1985 (Amendment No 208)

City of Shoalhaven Local Environmental Plan 1985 (Amendment No 208)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *City of Shoalhaven Local Environmental Plan 1985 (Amendment No 208)*.

2 Aims of plan

This plan aims:

- (a) to rezone part of the land to which this plan applies from Zone No 2 Village or Township under *Interim Development Order No 1—Shire of Shoalhaven (the IDO)* to Zone No 2 (a4) (the Residential “A4” (Restricted Development) Zone) under the *City of Shoalhaven Local Environmental Plan 1985 (the 1985 plan)* and to prohibit the subdivision of that land, and
- (b) to rezone the remaining land from Zone No 2 under the IDO to Zone No 6 (a) (the Open Space—Recreation “A” (Existing) Zone) under the 1985 plan.

3 Land to which plan applies

This plan applies to land situated in the City of Shoalhaven, being Lot 2, DP 714140, Riverview Road, Nowra, as shown edged heavy black on the map marked “City of Shoalhaven Local Environmental Plan 1985 (Amendment No 208)” deposited in the office of the Council of the City of Shoalhaven.

4 Amendment of City of Shoalhaven Local Environmental Plan 1985

The *City of Shoalhaven Local Environmental Plan 1985* is amended as set out in Schedule 1.

City of Shoalhaven Local Environmental Plan 1985 (Amendment No 208)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 6 Interpretation

Insert in appropriate order in the definition of *the map* in clause 6 (1):

City of Shoalhaven Local Environmental Plan 1985
(Amendment No 208)

[2] Clause 13C

Insert after clause 13B:

13C Subdivision prohibited—part of Lot 2, DP 714140, Riverview Road, Nowra

- (1) This clause applies to so much of Lot 2, DP 714140, Riverview Road, Nowra, as is within Zone No 2 (a4) and shown edged heavy black and lettered “2 (a4)” on the map marked “City of Shoalhaven Local Environmental Plan 1985 (Amendment No 208)”.
- (2) Despite any other provision of this plan, the Council must not grant consent to the subdivision of the land to which this clause applies.



Greater Taree Local Environmental Plan 1995 (Amendment No 51)

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (G02/00147/PC)

DIANE BEAMER, M.P.,
Minister Assisting the Minister for Infrastructure
and Planning (Planning Administration)

Clause 1 Greater Taree Local Environmental Plan 1995 (Amendment No 51)

Greater Taree Local Environmental Plan 1995 (Amendment No 51)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Greater Taree Local Environmental Plan 1995 (Amendment No 51)*.

2 Aims of plan

This plan aims to rezone the land to which this plan applies to Zone No 2 (a) Residential under *Greater Taree Local Environmental Plan 1995* to allow for urban development in accordance with the *Harrington Development Strategy*.

3 Land to which plan applies

This plan applies to part of Lot 320, DP 1045068, 792 Harrington Road, Harrington, as shown edged heavy black on the map marked "Greater Taree Local Environmental Plan 1995 (Amendment No 51)" deposited in the office of Greater Taree City Council.

4 Amendment of Greater Taree Local Environmental Plan 1995

Greater Taree Local Environmental Plan 1995 is amended by inserting in appropriate order in the definition of *the map* in clause 4 (1) the following words:

Greater Taree Local Environmental Plan 1995 (Amendment No 51)

Natural Resources

WATER ACT 1912

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

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

Macquarie River Valley

Andrew Roy MENZIES and Jennifer Joan MENZIES for a dam and a pump on an unnamed watercourse, Lot 402, DP 1060306, Parish of Jesse, County of Roxburgh, for conservation of water and water supply for stock and domestic purposes (new licence) (Reference: 80SL96145).

Guy Burton CARTER for a pump on the Bogan River, Road South of Lot 1, DP 180896, Parish of Miandetta, County of Flinders, for water supply for stock and domestic purposes and irrigation of 20 hectares (oats and lucerne) (replacement licence by way of permanent transfer) (Reference: 80SL96146).

Thomas James ROSE, Lauraine Joyce ROSE and Andrew James ROSE for a pump on the Macquarie River, Lot 93, DP 754303, Parish of Coolbaggie, County of Lincoln, for irrigation of 34.375 hectares (lucerne, cereal and cash crops) (combining and replacing existing entitlements by way of permanent transfer) (Reference: 80SL96147).

John Nicholas KOSSERIS and Patricia May KOSSERIS for a pump on the Macquarie River, Part Lot 367, DP 754308, Parish of Dubbo, County of Lincoln, for water supply for stock and domestic purposes and irrigation of 12.25 hectares (lucerne) (combining and replacing existing entitlements by way of permanent transfer) (Reference: 80SL96148).

Marilyn Joan WOOD and Carol Patricia LOGAN for 2 pumps on the Macquarie River, Lot 171, DP 609105, Parish of Terrabella, County of Gordon, for water supply for stock and domestic purposes, irrigation of 7.5 hectares (lucerne) and water supply for stock and domestic purposes to the occupiers of Lot 172, DP 609105, Parish of Terrabella, County of Gordon (replacement licence) (Reference: 80SL96149).

Rodney Ian GOODSELL and Wendy Ruth GOODSELL for a dam on Sandy Creek, Lot 23, DP 753971, Parish of Beugamel, County of Kennedy, for water supply for stock purposes (new licence) (Reference: 80SL96150).

AN application for an amended authority for joint water supply under section 20E(2) for works within a proclaimed (declared) area as generally described hereunder has been received from:

NEVERTIRE IRRIGATION SCHEME for 7 pumps on the Macquarie River, Lot 102, DP 532171, Parish of Egelabra, County of Oxley, for water supply for stock and domestic purposes and irrigation of 5881.68 hectares (cotton and other cash crops) (combining and replacing existing entitlement by way of permanent transfer – in lieu of advert in western magazine w/c 29.9.03) (Reference: 80SA10613).

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

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

GA2:306701.

FRED HUNDY,
Water Access Manager,
Macquarie.

Department of Infrastructure, Planning and
Natural Resources,
PO Box 717, Dubbo, NSW 2830.

ERRATUM

THE subject notice cancels and replaces the notice published on 30 January 2004.

WATER ACT 1912

Notice Under Section 22B

THE Department of Infrastructure, Planning and Natural Resources pursuant to section 22B of the Water Act 1912, being satisfied that the quantity of water available in the Boomi River, unregulated Barwon River and unregulated Darling River (Barwon/Darling River System) all upstream of Lake Wetherall is insufficient to meet requirements with respect to the taking of water therefrom for water entitlements denoted as “B” and “C” class detailed hereunder, gives notice to all holders of permits, authorities and licences issued under Part 2 of the Water Act 1912, that all those water entitlements as mentioned above and held under the said part are restricted as of midday, 17 January 2004 (“B” class) and midday, 28 January 2004 (“C” class).

Details of restrictions:

- “B” class – a total of 25 days within the flow conditions attaching to their entitlement as of midday, 17 January 2004.
- “C” class – a total of 14 days within the flow conditions attaching to their entitlement provided that where the same pump is used for both “B” and “C” class entitlements, the total allowable extraction is 25 days comprising 18 days of “B” class and no more than 14 days of “C” class entitlement. Separate “C” class works can extract water for a maximum of 14 days. All “C” class extraction commences as of midday, 28 January 2004.

The subject restrictions apply until further notice.

GEOFF WISE,
Regional Director,
Far West Region.

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

Deborah Anne MYERS for a pump on the Tumut River, Lot 14, DP 1061738, Parish of Mundongo, County of Buccleuch, for a water supply for domestic purposes. (Reference: 40SL70929).

Ainslie George CARNIE and Dianne Hellen CARNIE for a pump on the Murrumbidgee River, road adjacent to Lot 150, DP 750832, Parish of Currawarna, County of Bourke, for a water supply for stock and domestic purposes (new licence) (Reference: 40SL70939).

Leslie Keith DOUGLAS and Gai Louise DOUGLAS for a pump on Cudgel Creek, Lot 250, DP 729554, Parish of Cudgel, County of Cooper, for irrigation of 104.5 hectares (lucerne and cereal crops) (new licence – due to permanent transfer of 240 megalitres of water allocation) (Reference: 40SL70935).

Marjorie Gray WEBB for a pump on the Murrumbidgee River, Lot 93150, DP 750895, Parish of Mulburruga, County of Boyd, for a water supply for stock and domestic purposes and irrigation of 34.67 hectares (new licence – due to permanent transfer of 208 megalitres of water allocation) (Reference: 40SL70938).

Any inquiries 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 Infrastructure, Planning and
Natural Resources,
PO Box 156, Leeton, NSW 2705.

Department of Lands

ARMIDALE OFFICE

108 Faulkner Street (PO Box 199A), Armidale, NSW 2350

Phone: (02) 6772 5488 Fax: (02) 6771 5348

ORDER

Transfer of a Crown road to a Council

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

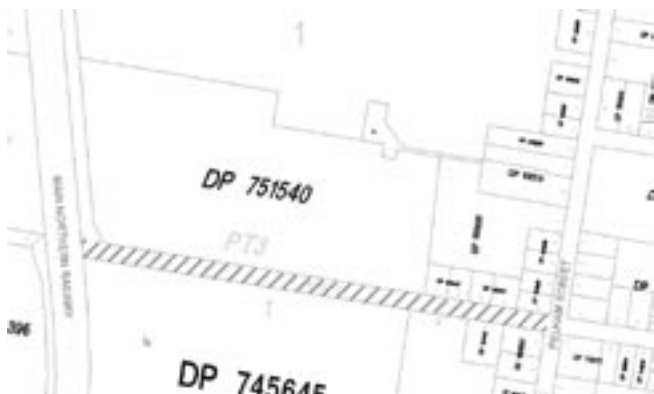
SCHEDULE 1

Parish – Tenterfield;

County – Clive;

Land District and LGA – Tenterfield

The Crown road 20.115 metres wide being that part of Petre Street as shown by hatching on the diagram hereunder.



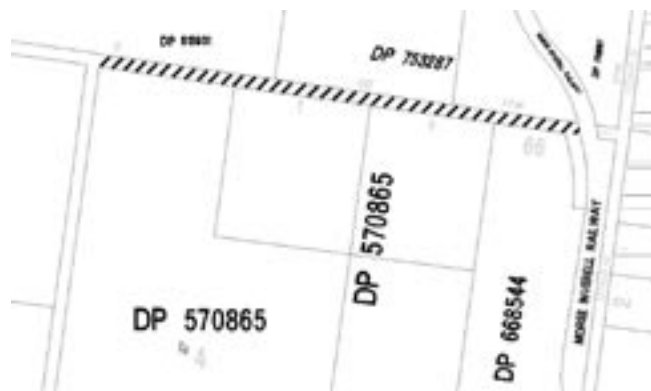
SCHEDULE 1

Parish – Inverell;

County – Gough;

Land District and LGA – Inverell

The Crown road 20.115 metres wide being that part of Rivendell Road as shown by hatching on the diagram hereunder.



SCHEDULE 2

Roads Authority: Inverell Shire Council.

File No.: AE 04 H 23.

Council's Reference: DA339/99 David Pryor.

SCHEDULE 2

Roads Authority: Tenterfield Shire Council.

File No.: AE 04 H 10.

Council's Reference: Resolution No. 591/03 TL:KS.

DUBBO OFFICE

142 Brisbane Street (PO Box 865), Dubbo, NSW 2830

Phone: (02) 6841 5200 Fax: (02) 6841 5231

ERRATUM

IN the *Government Gazette* of 30 January 2004, folio 342, under the heading of "Notice Placing Reserve under control of Rural Lands Protection Board" the Schedule below the description should be deleted.

TONY KELLY, MLC,
Minister Assisting the Minister for
Natural Resources (Lands)

GRAFTON OFFICE**76 Victoria Street (Locked Bag 10), Grafton, NSW 2460****Phone: (02) 6640 2000 Fax: (02) 6640 2035****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 the previously existed in relation to the road are extinguished. On road closing, title to the land comprising the former public road vests in the body specified in the Schedule hereunder.

TONY KELLY, MLC,
Minister assisting the Minister for
Natural Resources (Lands)

Description

Land District – Casino; L.G.A. – Kyogle Council.

Roads Closed: Lot 10, DP 1061437 at Mallanganee, Parish Sandilands, County Drake.

File No.: GF02 H 367.

SCHEDULE

On closing, the land within Lot 10, DP 1061437 remains vested in Kyogle Council as operational land for the purposes of the Local Government Act 1993.

Councils Reference: John F Gibson: 02/368:AW.

MAITLAND OFFICE**Cnr Newcastle Road & Banks Street (PO Box 6), East Maitland, NSW 2323****Phone: (02) 4934 2280 Fax: (02) 4934 2252****NOTIFICATION OF CLOSING OF ROAD**

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

TONY KELLY, MLC,
Minister Assisting the Minister for Natural
Resources (Lands)

Description

*Parish – Yango; County – Northumberland
Land District – Maitland;
Local Government Area – Cessnock*

Road Closed: Lot 1 DP 1061519 at Wollombi

File Reference: MD 03 H 110

Note: On closing, the land within Lot 1 DP 1061519 will remain land vested in the Crown as Crown land.

ORANGE OFFICE
92 Kite Street (PO Box 2146), Orange NSW 2800
Phone: (02) 6393 4300 Fax: (02) 6362 3896

APPOINTMENT OF TRUST BOARD MEMBERS

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

TONY KELLY, MLC,
 Minister Assisting the Minister for
 Natural Resources (Lands)

SCHEDULE 1

COLUMN 1	COLUMN 2	COLUMN 3
David O'Connell TRAVIS (re-appointment).	Kelso Public Recreation Reserve Trust.	Reserve No.: 190044. Public Purpose: Public recreation. Notified: 27 November 1987. File No.: OE88 R 11/1.

Term of Office

For a term commencing this day and expiring 22 January 2009.

SCHEDULE 2

COLUMN 1	COLUMN 2	COLUMN 3
Jeffrey Neil PILLIDGE (re-appointment).	Hampton Park Reserve Trust.	Public Park No.: 590012. Public Purpose: Park. Notified: 16 July 1904. File No.: OE81 R 14/5.

Term of Office

For a term commencing this day and expiring 28 January 2009.

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

**APPOINTMENT OF CORPORATION TO
MANAGE RESERVE TRUST**

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

TONY KELLY, MLC,
Minister assisting the Minister for
Natural Resources (Lands)

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Holroyd City Council	Lower Prospect Canal (R1009989, R1009991 & R1009992) Reserve Trust	Reserve No. 1009989 Public Purposes: Public Recreation, Heritage Purposes and Environmental Protection Notified: This Day Reserve No. 1009991 Public Purpose: Community Purposes Notified: This Day Reserve No. 1009992 Public Purpose: Community Purposes Notified: This Day File Ref.: MN03R27

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.

TONY KELLY, MLC,
Minister assisting the Minister for
Natural Resources (Lands)

SCHEDULE

COLUMN 1	COLUMN 2
Lower Prospect Canal (R1009989, R1009991 & R1009992) Reserve Trust	Reserve No. 1009989 Public Purposes: Public Recreation, Heritage Purposes and Environmental Protection Notified: This Day Reserve No. 1009991 Public Purpose: Community Purposes Notified: This Day Reserve No. 1009992 Public Purpose: Community Purposes Notified: This Day File Ref.: MN03R27

**DECLARATION OF LAND TO BE CROWN
LAND**

PURSUANT to Section 138 of the Crown Lands Act, 1989, the land described in the Schedule hereunder is declared to be Crown land within the meaning of that Act.

TONY KELLY, MLC,
Minister assisting the Minister for
Natural Resources (Lands)

SCHEDULE

Land held by Her Most Gracious Queen (National Parks and Wildlife Service).

*Land District – Metropolitan; L.G.A. – Holroyd
Parishes – Prospect and St John; County – Cumberland*

Property Description: Lots 2, 4, 6, 8, 10, 12, 14, 16 & 18 DP 221011; 2, 4, 6, 8, 10, 12, 14, 16 & 18 DP 221011; 1, 3, 5, 7, 9, 11 & 12 DP 221012; 1, 3 & 5 DP 222245; 1 & 2 DP 222247; 1 DP 225807; 1 DP 225808; 1 DP 225809 excluding road; 1, 2 & 3 DP 225811; 1, 2, 3 & 4 DP 235064; 1 DP 513204; 1 DP 708007; 2 DP 865978; 1 DP 952529.

File No.: MN03R27

Note: Easements referred to in dealing No. 2953253 registered with Land and Property Information, New South Wales are not extinguished by this notification.

**TRUSTEES OF SCHOOLS OF ARTS
ENABLING ACT 1902**

APPOINTMENT OF TRUSTEES

BEXLEY SCHOOL OF ARTS

*Parish – St George; County – Cumberland;
Land District – Metropolitan; L.G.A. – Kogarah*

IT is hereby notified for general information that the Office of Vincent Edward Hallinan and Donald Henry Shutt as trustees of the Bexley School of Arts, have been declared vacant. The undermentioned persons have been elected as trustees at a meeting of members of the Bexley School of Arts 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 to me in the same section approve of the undermentioned persons to be trustees of the Bexley School of Arts, namely Jan Holroyd and Kenneth Edward Liley.

MN89R41

TONY KELLY, MLC,
Minister assisting the Minister for
Natural Resources (Lands)

RESERVATION OF CROWN LAND

PURSUANT to section 87 of the Crown Lands Act 1989, the Crown land specified in Column 1 of the Schedule hereunder is reserved as specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, MLC,
Minister assisting the Minister for
Natural Resources (Lands)

SCHEDULE

COLUMN 1

Land District: Metropolitan
Local Government Area: Holroyd
City Council
Locality: Prospect
Lots: 1, 2, 4
DP 235064
Part 1, DP 225807
1, 2 DP 222247
1, DP 225808
1, DP 513204
1, DP 952529
2, 4, 6, 8, 10, 12, 14, 16, 18, DP 221011
1, 3, 5, 7, 9, 11, 12, DP 221012
1, DP 708007; 3, DP 235064
Parish: Prospect
County: Cumberland
1, DP 225809; 1, 3, 5 DP 222245;
Part 1, DP 225811; 2 & 3 DP 225811;
2, DP865978
Parish: St John
County: Cumberland
Area: 54.46 ha
File Ref: MN03R27

COLUMN 2

Reserve No. 1009989
Public Purposes: Public
Recreation; Heritage Purposes
and Environmental Protection

SCHEDULE

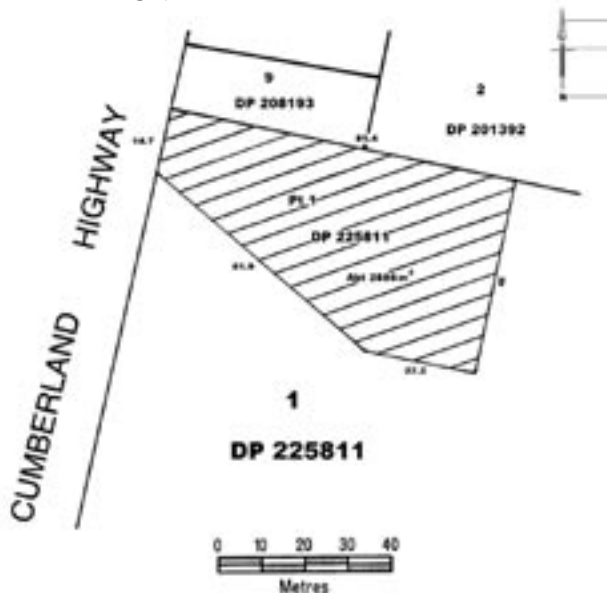
COLUMN 1

Land District: Metropolitan
Local Government Area: Holroyd
City Council
Locality: Prospect
Lot: PT 1 DP 225807
Parish: Prospect
County: Cumberland
Area: 7372m²
File Ref.: MN03R27

COLUMN 2

Reserve No. 1009991
Public Purpose: Community
Purposes

**Notes: AS SHOWN BY HATCHING ON THE DIAGRAM
HEREUNDER**



SCHEDULE

COLUMN 1

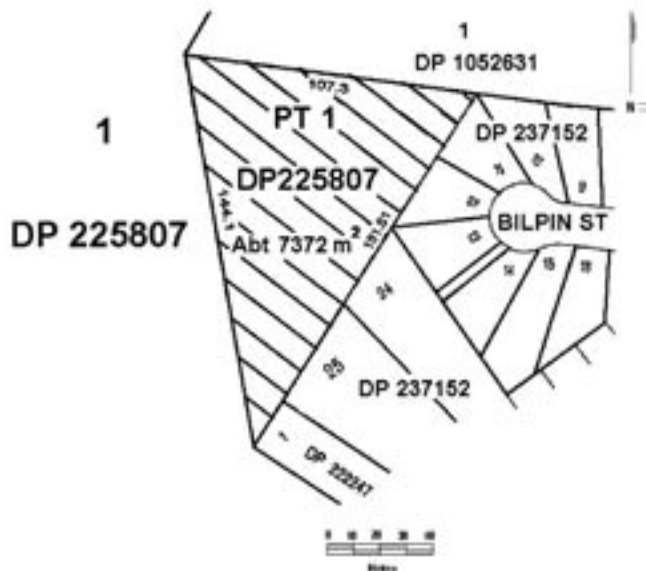
Land District: Metropolitan
Local Government Area: Holroyd
City Council
Locality: Prospect
Lot: PT 1
DP 225811
Parish: St John
County: Cumberland
Area: 2886m²

COLUMN 2

Reserve No. 1009992
Public Purpose: Community
Purposes

File Ref.: MN03R27

**Notes: AS SHOWN BY HATCHING ON THE DIAGRAM
HEREUNDER**



Department of Mineral Resources

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(T04-0017)

No. 2280, ILUKA RESOURCES LIMITED (ACN 008 675 018), area of 6 units, for Group 10, dated 27 January, 2004. (Broken Hill Mining Division).

(T04-0018)

No. 2281, GIRALIA RESOURCES NI (ACN 009 218 204), area of 28 units, for Group 1, dated 27 January, 2004. (Orange Mining Division).

KERRY HICKEY, M.P.,
Minister for Mineral Resources

NOTICE is given that the following applications have been granted:

EXPLORATION LICENCE APPLICATIONS

(T03-0052)

No. 2097, now Exploration Licence No. 6177, CLANCY EXPLORATION PTY LTD (ACN 105 578 756), Counties of Bligh and Lincoln, Map Sheet (8733), area of 26 units, for Group 1, dated 19 January, 2004, for a term until 18 January, 2006.

(T03-0053)

No. 2098, now Exploration Licence No. 6178, CLANCY EXPLORATION PTY LTD (ACN 105 578 756), Counties of Bligh, Gordon and Lincoln, Map Sheets (8632, 8633 and 8733), area of 79 units, for Group 1, dated 19 January, 2004, for a term until 18 January, 2006.

(T03-0054)

No. 2099, now Exploration Licence No. 6179, CLANCY EXPLORATION PTY LTD (ACN 105 578 756), County of Roxburgh, Map Sheet (8831), area of 44 units, for Group 1, dated 19 January, 2004, for a term until 18 January, 2006.

(T03-0057)

No. 2102, now Exploration Licence No. 6180, CLANCY EXPLORATION PTY LTD (ACN 105 578 756), Counties of Gordon and Wellington, Map Sheet (8632), area of 63 units, for Group 1, dated 19 January, 2004, for a term until 18 January, 2006.

(T03-0058)

No. 2103, now Exploration Licence No. 6181, CLANCY EXPLORATION PTY LTD (ACN 105 578 756), Counties of Bathurst and Wellington, Map Sheet (8631, 8731), area of 58 units, for Group 1, dated 19 January, 2004, for a term until 18 January, 2006.

(T03-0064)

No. 2109, now Exploration Licence No. 6182, CLANCY EXPLORATION PTY LTD (ACN 105 578 756), County of Roxburgh, Map Sheets (8831 and 8832), area of 22 units, for Group 1, dated 19 January, 2004, for a term until 18 January, 2006.

(T03-0866)

No. 2185, now Exploration Licence No. 6183, BANLONA PTY LIMITED (ACN 106 665 767), County of Lincoln, Map Sheets (8633 and 8733), area of 42 units, for Group 1, dated 19 January, 2004, for a term until 18 January, 2006.

(T03-0867)

No. 2186, now Exploration Licence No. 6184, BANLONA PTY LIMITED (ACN 106 665 767), Counties of Bligh, Gordon, Lincoln and Wellington, Map Sheets (8632 and 8732), area of 56 units, for Group 1, dated 19 January, 2004, for a term until 18 January, 2006.

KERRY HICKEY, M.P.,
Minister for Mineral Resources

NOTICE is given that the following applications have been withdrawn:

EXPLORATION LICENCE APPLICATIONS

(T03-0861)

No. 2180, BARRICK GOLD OF AUSTRALIA LIMITED (ACN 008 143 137), County of Evelyn and County of Tongowoko, Map Sheets (7238 and 7239). Withdrawal took effect on 19 January, 2004.

(T03-0980)

No. 2238, IPSEITY PTY LIMITED (ACN 003 306 974), County of Argyle and County of Camden, Map Sheets (8928 and 9728). Withdrawal took effect on 28 January, 2004.

KERRY HICKEY, M.P.,
Minister for Mineral Resources

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

(T90-0243)

Exploration Licence No. 3784, HERBERT CHARLES KELSON, area of 1 unit. Application for renewal received 27 January, 2004.

(T01-0206)

Exploration Licence No. 5926, MOUNT CONQUEROR MINERALS NL (ACN 003 312 721) and CENTRAL WEST GOLD NL (ACN 003 178 591), area of 15 units. Application for renewal received 28 January, 2004.

(T01-0201)

Exploration Licence No. 5927, PAN GEM RESOURCES (AUST) PTY LTD (ACN 064 972 621), area of 5 units. Application for renewal received 28 January, 2003.

KERRY HICKEY, M.P.,
Minister for Mineral Resources

RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(T84-0542)

Exploration Licence No. 2290, GOLDEN CROSS OPERATIONS PTY LTD (ACN 050 212 827), Map Sheet (8631), area of 9 units, for a further term until 13 November, 2005. Renewal effective on and from 23 January, 2005.

(T87-0228)

Exploration Licence No. 2921, PERILYA BROKEN HILL LIMITED (ACN 099 761 289), County of Yancowinna, Map Sheets (7133 and 7134), area of 22 units, for a further term until 12 October, 2005. Renewal effective on and from 23 January, 2004.

(T99-0079)

Exploration Licence No. 5614, PERILYA BROKEN HILL LIMITED (ACN 099 761 289), County of Yancowinna, Map Sheet (7133), area of 7 units, for a further term until 26 August, 2005. Renewal effective on and from 23 January, 2004.

(T01-0102)

Exploration Licence No. 5879, PERILYA BROKEN HILL LIMITED (ACN 099 761 289), County of Yancowinna, Map Sheet (7234), area of 5 units, for a further term until 24 July, 2005. Renewal effective on and from 23 January, 2004.

(T00-0676)

Mining Purposes Lease No. 121 (Act 1973), PETER GOODMAN AND GLENDA FLORENCE DAVIES, Parish of Wallangulla, County of Finch, Map Sheet (8439-2-S), area of 1573 square metres, for a further term until 20 September, 2008. Renewal effective on and from 21 January, 2004.

(T91-0381)

Mining Purposes Lease No 97 (Act 1973), Gary Douglas Stone, Parish of Wallangulla, County of Finch, Map Sheet (8439-2-S), area of about 2.46 hectares, for a further term until 21 June 2008. Renewal takes effect from date of this notice.

KERRY HICKEY, M.P.,
Minister for Mineral Resources

**CANCELLATION OF AUTHORITIES
AT REQUEST OF HOLDERS**

NOTICE is given that the following authorities have been cancelled:

(C03-0404)

Mining Lease No. 1369 (Act 1992), LAKECOAL PTY LTD (ACN 094 084 787) and CATHERINE HILL RESOURCES PTY LIMITED (ACN 063 050 680), Parish of Wallarah, County of Northumberland, Map Sheet (9231-4-S), area of 435.5 hectares. Cancellation took effect on 19 December, 2003.

KERRY HICKEY, M.P.,
Minister for Mineral Resources
PART CANCELLATIONS

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

(C03-0405)

Consolidated Coal Lease No. 706 (Act 1973), LAKECOAL PTY LTD (ACN 094 084 787) and CATHERINE HILL RESOURCES PTY LIMITED (ACN 063 050 680), Parish of Wallarah, County of Northumberland, Map Sheet (9231-4-S).

Description of area cancelled:

An area of 1786 hectares. For further information contact Titles Branch.

Part cancellation took effect on 19 December, 2003.

The authority now embraces an area of 836 hectares.

KERRY HICKEY, M.P.,
Minister for Mineral Resources

ERRATUM

THE two notices appearing in *Government Gazette* No 2, Folio 143, dated 9 January 2004, in respect of the Part Cancellation of Consolidated Coal Lease No 767 (Act 1973), should have stated that the authority embraces an area of 208.5km², not 71.12 hectares.

KERRY HICKEY, M.P.,
Minister for Mineral Resources

Roads and Traffic Authority

ROADS ACT 1993

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land at Wollongbar and Alstonville in the Ballina 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.

T D Craig
Manager, Compulsory Acquisition & Road Dedication
Roads and Traffic Authority of New South Wales

SCHEDULE

All those pieces or parcels of land situated in the Ballina Shire Council area, Parish of Tuckombil and County of Rous, shown as:

Lots 34 and 36 Deposited Plan 1059476, being parts of the land in Certificate of Title 12/849263 and said to be in the possession of Joyce Valerie Charters;

Lot 35 Deposited Plan 1059499, being part of the land in Certificate of Title 1/734901 and said to be in the possession of Baptist Churches of New South Wales Property Trust;

Lots 16 and 17 Deposited Plan 1059457, being parts of the land in Certificates of Title 10/565442 and 2/566453 respectively and said to be in the possession of Leslie Alexander Smith; and

Lot 19 Deposited Plan 1059457, being part of the land in Certificate of Title 10/577308 and said to be in the possession of Hildegard Anna Carter and Walter George Carter.

excluding from the compulsory acquisition of each Lot listed above any existing easement.

(RTA Papers: FPP 3M4207)

ROADS ACT 1993

Notice of Dedication of Land as Public Road
at Forbes in the Forbes Shire Council area

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

T D Craig
Manager, Compulsory Acquisition & Road Dedication
Roads and Traffic Authority of New South Wales

SCHEDULE

All those pieces or parcels of land situated in the Forbes Shire Council area, Parish of Forbes, County of Ashburnham, shown as:

Lots 3 and 4 Deposited Plan 617730; and

Lots 3 and 4 Deposited Plan 1057232.

(RTA Papers: FPP 17/157.132)

ROADS ACT 1993**Notice under Clause 17 of the Roads Transport (Mass, Loading and Access) Regulation, 1996**

Canterbury 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.

Dated: 16 January 2004.

GARRY JENKINS,
 Manager, Design and Traffic,
 Canterbury City Council
 (by delegation from the Minister for Roads).

SCHEDULE**1. Citation**

This Notice may be cited as the Canterbury City Council B-Double Notice No 1/ 2004.

2. Commencement

This Notice takes effect from the date of gazettal.

3. Effect

This Notice remains in force until 1 July 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 Canterbury City Council**

Type	Road	Starting point	Finishing point	Condition
25	Gow St, Padstow	Bankstown City Council boundary	Canterbury Road	Exit only from Gow St

Other Notices

CO-OPERATIVES ACT 1992

Change of Name

IT is hereby notified that on 3 February 2004, I registered a change of name for Institute of Consulting Valuers Co-op Limited to Australian Valuers Institute Co-op Limited.

Dated this 3rd day of February 2004.

ANNETTE HOBSON,
Delegate of the Registrar of Co-operatives.

ERRATUM

FREEDOM OF INFORMATION ACT 1989

GUNNING SHIRE COUNCIL

IN the *Government Gazette* of 24 December 2003, folio 632, under Section 1 – Policy Documents, Current Management Plan was published as 2002/2003 and should have read 2003/2004. This erratum corrects that error.

ERRATUM

STATE EMERGENCY AND RESCUE MANAGEMENT ACT 1989

Emergency Management Districts as at 29 January 2004

FOR the purposes of the State Emergency and Rescue Management Act 1989, as amended, the following are to be the Emergency Management Districts in accordance with section 21 of that Act.

Central West Emergency Management District comprises the areas of Bathurst City Council, Blayney Council, Cabonne Council, Cowra Council, Evans Council, Forbes Council, Greater Lithgow City Council, Lachlan Council, Oberon Council, Orange City Council and Parkes Council.

Far West Emergency Management District comprises the areas of Bogan Council, Bourke Council, Brewarrina Council, Broken Hill City Council, Central Darling Council, Cobar Council and the Unincorporated Area of NSW.

Georges River Emergency Management District comprises the areas of Auburn City Council, Bankstown City Council, Hurstville City Council, Kogarah Council, Rockdale Council, Sutherland Council, Botany Bay and Port Hacking.

Hunter – Central Coast Emergency Management District comprises the areas of Cessnock City Council, Dungog Council, Gosford City Council, Lake Macquarie City Council, Maitland City Council, Merriwa Council, Murrurundi Council, Muswellbrook Council, Newcastle City Council, Port Stephens Council, Scone Council, Singleton Council, Wyong Council and the areas of Port Hunter and Port Stephens.

Illawarra Emergency Management District comprises the areas of Kiama Council, Shellharbour Council, Shoalhaven City Council, Wollongong City Council and Jervis Bay.

Mid North Coast Emergency Management District comprises the areas of Bellingen Council, Coffs Harbour City Council, Gloucester Council, Greater Taree City Council, Great Lakes Council, Hastings Council, Kempsey Council, Nambucca Council and Lord Howe Island.

Monaro Emergency Management District comprises the areas of Bega Valley Council, Bombala Council, Cooma-Monaro Council, Eurobodalla Council, Queanbeyan City Council, Snowy River Council, Tallaganda Council and Yarrowlumla Council.

Murray Emergency Management District comprises the areas of Albury City Council, Balranald Council, Berrigan Council, Conargo Council, Corowa Council, Culcairn Council, Deniliquin Council, Holbrook Council, Hume Council, Jerilderie Council, Murray Council, Tumbarumba Council, Urana Council, Wakool Council and Wentworth Council.

Northern Rivers Emergency Management District comprises the areas of Ballina Council, Byron Council, Copmanhurst Council, Grafton City Council, Kyogle Council, Lismore City Council, Maclean Council, Pristine Waters Council, Richmond Valley Council and Tweed Council.

Peel Emergency Management District comprises the areas of Armidale Dumaresq Council, Barraba Council, Bingara Council, Glen Innes Council, Gunnedah Council, Guyra Council, Inverell Council, Manilla Council, Moree Plains Council, Narrabri Council, Nundle Council, Parry Council, Quirindi Council, Severn Council, Tamworth City Council, Tenterfield Council, Uralla Council, Walcha Council and Yallaro Council.

Riverina Emergency Management District comprises the areas of Bland Council, Carrathool Council, Coolamon Council, Griffith City Council, Hay Council, Junee Council, Leeton Council, Lockhart Council, Murrumbidgee Council, Narrandera Council, Temora Council and Wagga Wagga City Council.

Southern Highlands Emergency Management District comprises the areas of Boorowa Council, Cootamundra Council, Crookwell Council, Goulburn City Council, Gundagai Council, Gunning Council, Harden Council, Mulwaree Council, Tumut Council, Weddin Council, Yass Council and Young Council.

Sydney Eastern Emergency Management District comprises the areas of Botany Bay City Council, Randwick City Council, Sydney City Council, South Sydney City Council, Waverley Council, Woollahra Council, Port Jackson and Parramatta River up to the Parramatta Weir.

Sydney Mid West Emergency Management District comprises the areas of Ashfield Council, Burwood Council, Canterbury Council, City of Canada Bay Council, Leichhardt Council, Marrickville Council and Strathfield Council.

Sydney North Emergency Management District comprises the areas of Hornsby Council, Hunters Hill Council, Ku-ring-gai Council, Lane Cove Council, Manly Council, Mosman Council, North Sydney Council, Pittwater Council, Ryde Council, Warringah Council, Willoughby City Council, and all navigable waters of Brisbane Waters, Broken Bay, Cowan Waters, The Pittwater and the Hawkesbury River upstream to Wisemans Vehicle Ferry.

Sydney South West Emergency Management District comprises the areas of Camden Council, Campbelltown City Council, Fairfield City Council, Liverpool City Council, Wingecarribee Council and Wollondilly Council.

Western Slopes Emergency Management District comprises areas of the Coolah Council, Coonabarabran Council, Coonamble Council, Dubbo City Council, Gilgandra Council, Mudgee Council, Narromine Council, Rylstone Council, Walgett Council, Warren Council and Wellington Council.

Western Sydney Emergency Management District comprises the areas of Baulkham Hills Council, Blacktown City Council, Blue Mountains City Council, Hawkesbury City Council, Holroyd Council, Parramatta City Council and Penrith City Council.

NATIONAL PARKS AND WILDLIFE ACT 1974

Warra National Park Draft Plan of Management

A DRAFT plan of management for Warra National Park has been prepared and will be on public exhibition until 17 May 2004.

Copies of the plan may be viewed at Severn Shire Council Offices, 136 Church Street, Glen Innes; Guyra Shire Council Offices, 158 Bradley Street, Guyra; the NPWS Northern Tablelands Office, 87 Faulkner Street, Armidale; the NPWS Glen Innes Office, 68 Church Street, Glen Innes; and from The National Parks Centre, 102 George Street, The Rocks. The plan is available free of charge from the above NPWS offices and The National Parks Centre. The plan is also available on the NPWS web site: www.nationalparks.nsw.gov.au.

Written submissions on the plan must be received by The Planner, Warra National Park, National Parks and Wildlife Service, PO Box 281, Glen Innes, NSW 2370 by 17 May 2004.

All submissions received by NPWS are a matter of public record and are available for public inspection upon request to NPWS. Your comments on this plan may contain information that is defined as "personal information" under the NSW Privacy and Personal Information Protection Act 1998. The submission of personal information with your comments is voluntary.

PESTICIDES ACT 1999

Notice under Section 48 (4)

NOTICE is hereby given, pursuant to Section 48(4) of the Pesticides Act 1999, that I have granted a Pilot (Pesticide Rating) Licence, particulars of which are stated in the Schedule.

ALAN RITCHIE
Manager Dangerous Goods
Environment Protection Authority
by delegation

SCHEDULE

Pilot (Pesticide Rating) Licence

Name and address of Licensee	Date of Granting of Licence
Mr AARON MACKINLAY FORD 1176 POWRANNA RD CRESSY TAS 7302	3 February 2004

PUBLIC AUTHORITIES (FINANCIAL ARRANGEMENTS) ACT 1987

Public Authorities Approval of Financial Accommodation (NSW Fire Brigades) Order 2003 under the Public Authorities (Financial Arrangements) Act 1987.

I, Professor MARIE BASHIR, A.C., Governor of the State of New South Wales, make the following Order pursuant to section 7 of the Public Authorities (Financial Arrangements) Act 1987, on the recommendation of the Treasurer and with the advice of the Executive Council.

Dated this 28th day of January 2004.

MARIE BASHIR, A.C.,
Governor of New South Wales

Name of Order

This order is the Public Authorities Approval of Financial Accommodation (NSW Fire Brigades) Order of 2003.

Approval to obtain financial accommodation

The NSW Fire Brigades may obtain financial accommodation in accordance with the Public Authorities (Financial Arrangements) Act 1987.

Application of Order

Nothing in this Order affects any other approval in force under the Public Authorities (Financial Arrangements) Act 1987, as at the date of this Order with respect to the NSW Fire Brigades.

PUBLIC AUTHORITIES (FINANCIAL ARRANGEMENTS) ACT 1987

Treasurer's Order under Section 8 of the Public Authorities (Financial Arrangements) Act 1987

I, The Hon. MICHAEL EGAN, M.L.C., Treasurer of the State of New South Wales, pursuant to section 8 of the Public Authorities (Financial Arrangements) Act 1987, hereby give approval to the NSW Fire Brigades obtaining in accordance with section 8, a variable interest rate line of credit from TCorp to support the financing of retrospective and ongoing "off duty" death and disability entitlements under the Crown Employees (NSW Fire Brigades Firefighting Staff Death and Disability) Award 2003.

The line of credit approved being of an amount up to \$25 million of cumulative borrowings to be drawn down and repaid in regular principal repayments over a ten year maximum period from the date of initial drawdown.

Dated this 28th day of January 2003.

MICHAEL EGAN, M.L.C.,
Treasurer

PUBLIC AUTHORITIES (FINANCIAL ARRANGEMENTS) ACT 1987

Confirmation of Guarantee of Financial Accommodation under Section 22A, Public Authorities (Financial Arrangements) Act 1987

I, The Hon. MICHAEL EGAN, M.L.C., Treasurer of the State of New South Wales, confirm that the financial accommodation described below is guaranteed by the Government under section 22A(1)(c) of the Public Authorities (Financial Arrangements) Act 1987.

Description of financial accommodation:

Variable interest rate line of credit from TCorp to support the financing of retrospective or "off duty" death and disability entitlements under the Crown Employees (NSW Fire Brigades Firefighting Staff Death and Disability) Award 2003.

The line of credit approved being of an amount up to \$25 million of cumulative borrowings to be drawn down and repaid in regular principal repayments over a ten year maximum period from the date of initial drawdown.

Dated 28th of January 2004.

MICHAEL EGAN, M.L.C.,
Treasurer

THREATENED SPECIES CONSERVATION ACT 1995

Notice of Determination for Provisional Listing on an Emergency Basis

THE Scientific Committee, established by the Threatened Species Conservation Act, has made a Determination for provisional listing, on an emergency basis, of the shrub, *Boronia* sp. 'Shannon Creek' (P & J Edwards 3) as an ENDANGERED SPECIES in Part 1 of Schedule 1 of the Act.

Notice of Preliminary Determinations
Amendment to Schedules

THE Scientific Committee, established by the Threatened Species Conservation Act, has made a Preliminary Determination to support a proposal to list the Dusky Hopping-mouse *Notomys fuscus* (Jones, 1925) as an ENDANGERED species in Part 1 of Schedule 1 of the Act, and as a consequence, to omit reference to the Dusky Hopping-mouse *Notomys fuscus* (Jones, 1925) from Schedule 1 Part 4 (Species Presumed Extinct) of the Act.

This species is currently provisionally listed as an endangered species.

THE Scientific Committee, established by the Threatened Species Conservation Act, has made a Preliminary Determination to support a proposal to list the Australian subspecies of the Painted Snipe, *Rostratula benghalensis australis* (Gould 1838) as an ENDANGERED SPECIES in Part 1 of Schedule 1 of the Act, and as a consequence, to omit reference to *Rostratula benghalensis* (Linnaeus, 1758) from Schedule 2 (Vulnerable species) of the Act.

Any person may make a written submission regarding these Preliminary Determinations, which should be forwarded to:

Scientific Committee
PO Box 1967
Hurstville NSW 2220

Attention: Suzanne Chate, Executive Officer.

Submissions must be received by 19 March 2004.

Copies of these Determinations, which contain the reasons for the determinations, may be obtained free of charge:

On the Internet www.nationalparks.nsw.gov.au,

By contacting the Scientific Committee Support Unit, C/- Department of Environment and Conservation
PO Box 1967 Hurstville 2220.

Tel: (02) 9585 6940 or Fax (02) 9585 6606,

In person at The National Parks Centre, 102 George Street, The Rocks, Sydney.

Copies of the determinations may also be obtained from National Parks and Wildlife Service Area Offices and Visitor Centres, subject to availability.

The National Parks and Wildlife Service is part of the Department of Environment and Conservation.

Associate Professor PAUL ADAM,
Chairperson,
Scientific Committee.

TOTALIZATOR ACT 1997

Tab Totalizator Rule Amendments

In accordance with the provisions of section 54(1) of the Totalizator Act 1997, the Minister for Gaming and Racing has approved of the following amendments to the Totalizator Rules:

1. Renumber Clauses 13 to 15 (inclusive) as Clauses 14 to 16 and make appropriate clause cross reference changes throughout the rules.
2. Insert in Clause 1.5 the following definitions:

"**quadrella**" means 4 races at the same race meeting that are declared to be a quadrella by an order under clause 13.1.

"**quadrella totalizator**" means a totalizator for persons to bet on a quadrella with a view to successfully predicting the contestants that will be placed first in the 4 races of the quadrella.

"**succeeding quadrella**" means, in relation to a quadrella ("**initial quadrella**") the next quadrella of the same jackpot race class as the initial quadrella scheduled to occur on the next day on which there is a quadrella of the same jackpot race class as the initial quadrella.

3. Amend Clause 2.5.2 (flexi-bets) by inserting "quadrella totalizator" so that it reads as follows:

"2.5.2 Flexi bets are available on a trifecta totalizator, first 4 totalizator, superfecta totalizator, quadrella totalizator or any other totalizator as otherwise determined by TAB."

4. Amend Clause 2.6.5(b) (cancellation for errors on betting tickets) by:

4.1 renumbering paragraphs “(vii), (viii) and (ix)” as “(viii), (ix) and (x)” respectively, and amending the reference to “paragraphs (i) to (vii)” in the renumbered paragraph (ix) is a reference to “paragraphs (i) to (viii)”.

4.2 inserting a new paragraph (vii) as follows:

“(vii) if a quadrella bet, at any time up until the start of the race prior to the first race of the quadrella or if the quadrella involves the first race of the meeting covered by TAB, at any time up until 30 minutes prior to the advertised start of the race; or”

5. Amend Clause 3.4.3 (calculation of dividends) by inserting “and 13 (quadrella totalizator)” so that it reads in part:

“Subject to the clauses regarding where the winning combination is not backed to the equivalent of a unit of investment in Clauses 8 (trifecta totalizator), 9 (first 4 totalizator), 10 (superfecta totalizator) and 13 (quadrella totalizator), the dividend calculated on a flexi bet ...”

6. Amend Clause 4.2.2(b) (non-starters) by renumbering paragraph “(iii)” to “(iv)” and insert:

“(iii) the money is invested on a quadrella totalizator and Clause 13.3.4 applies; or”.

7. Amend Clause 4.2.3(b) (Abandonment, postpone, walkovers etc) to read:

“4.2.3(b) Subclause (a) applies unless:

- (i) Clause 11 applies in respect of a doubles totalizator; or
- (ii) Clause 13 applies in respect of a quadrella totalizator”.

8. Insert a new Clause 13 as follows:

“13. **QUADRELLA TOTALIZATOR**

13.1 **Quadrella**

TAB may, by order in writing, declare a combination of 4 races at a race meeting to be a quadrella.

13.2 **Opening and termination of quadrella totalizator pool**

A quadrella totalizator must not be opened to accept bets if the number of contestants in any race of the quadrella is less than 2.

13.3 **Quadrella pool dividends**

13.3.1 **Investment pool, jackpot pool and quadrella dividend pool**

- (a) All money invested on a quadrella totalizator is to be paid into an investment pool for that quadrella totalizator.
- (b) For each quadrella totalizator there is to be a jackpot pool into which must be paid any amounts which, under Clause 13.3.6, are

required to be carried forward to the jackpot pool of that quadrella totalizator.

- (c) For each quadrella totalizator there is to be a dividend pool into which is to be paid:

- (i) money invested in the investment pool for the quadrella totalizator under Clause 13.3.1(a) (less any amounts deducted as commission pursuant to Part 6 of the Act); and
- (ii) any amount in the jackpot pool for that quadrella totalizator.

13.3.2 **Distribution of quadrella dividend pool**

The quadrella dividend pool is to be divided among the investors who select the combination comprising the first placed finishers in the 4 races of the quadrella.

13.3.3 **Dead Heats**

- (a) If, as a result of a dead heat in any race to which the quadrella relates, investors on 2 or more combinations of finishers become entitled to a dividend:

- (i) the quadrella dividend pool is to be divided into as many equal parts as there are combinations; and
- (ii) a part is allotted to each combination; and
- (iii) for each backed combination, the part is to be divided among the investors on that backed combination to which the part is allotted; and
- (iv) for each unbacked combination the part is carried forward in accordance with Clause 13.3.6(a) or (b).

13.3.4 **Non-starters and substitutes**

- (a) Any money invested on a combination in a quadrella which includes a non-starter in any race of the quadrella must either:
 - (i) if the relevant ticket is presented to TAB before investments have ceased to be accepted on the first race of the quadrella, be refunded to the investor; or
 - (ii) if the money is not so refunded be invested in accordance with subclause (b).

- (b) If a contestant selected in a bet on a quadrella does not become a starter in a race (including a re-run race) the bet is deemed to be invested on a substitute selection as determined under subclause (c).
- (c) Where TAB receives quadrella bets on a contestant that is a non-starter in any race in a quadrella, the quadrella bets made on that non-starter will be deemed to be invested on the contestant in that same race (“**the substitute**”) which has the greatest amount of money invested on it on TAB’s win totalizator pool.
- (d) The substitute will be declared by TAB when the win dividend is declared payable on the race.
- (e) Where two or more contestants have equal win investments under the rule in Clause 13.3.4(c), the contestant with the lower contestant number will be deemed to be the substitute selection for that race.
- (f) For the purposes of this Clause 13.3.4, any determination made by TAB as to the contestant to be substituted for a contestant which is a non-starter in a race in a quadrella will be final and conclusive.

13.3.5 Races abandoned or postponed

- (a) Where any race in a quadrella is abandoned, postponed until another day, declared a no-race or is a walkover, all selections on that race will be deemed to be first placed finishers and the quadrella dividend pool will be divided on that basis.
- (b) Where all races in the quadrella are abandoned or postponed until another day, all bets will be refunded.
- (c) If a race is run out of normal race sequence, the amount invested on the quadrella totalizator will be dealt with in accordance with the result of the out of sequence run race and the dividend distributed in accordance with these rules.

13.3.6 Winning combination not backed or not backed to equivalent of unit of investment

Notwithstanding anything else in these rules, where the total of all amounts invested in a quadrella totalizator on a combination in respect of which a dividend is to

be distributed among investors under this Clause 13.3 (“**winning quadrella combination**”) is less than a unit of investment for that quadrella totalizator or if a winning quadrella combination is not backed:

- (a) only the amount of the quadrella dividend pool determined in accordance with the following formula will be distributed among the investors on the winning quadrella combination:

$$da = di \times \frac{ai}{ui}$$

where:

da is the total amount of the dividend pool which is to be distributed among the investors on the winning quadrella combination;

di is the total amount which would be distributed to investors on the winning quadrella combination under Clause 13.3 if the total of all amounts invested in the quadrella totalizator on the winning quadrella combination was not less than a unit of investment for that quadrella totalizator so that this Clause 13.3.6 did not apply;

ai is the total of all amounts (if any) invested in the quadrella totalizator on the winning quadrella combination; and

ui is the unit of investment for the quadrella totalizator; and

- (b) there is to be carried forward and paid into the jackpot pool for the quadrella totalizator conducted on the succeeding quadrella race an amount calculated in accordance with the following formula:

$$cf = di - da$$

where

cf is the amount carried forward and paid into the jackpot pool for the quadrella totalizator conducted on the succeeding quadrella race;

di has the meaning given to that term in Clause 13.3.6; and

da is the total amount of the dividend pool which is to be distributed among the investors on the winning quadrella combination as determined in accordance with Clause 13.3.6.

- 9. Insert in Appendix 3 (Bad Sales) after “Superfecta” the word “Quadrella”.

TENDERS

Department of Commerce

SUPPLIES AND SERVICES FOR THE PUBLIC SERVICE

Information in relation to the Department of Commerce proposed, current and awarded tenders is available on:

<http://www.tenders.nsw.gov.au>

PRIVATE ADVERTISEMENTS

COUNCIL NOTICES

BROKEN HILL CITY COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

BROKEN HILL City Council declares with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding any mines or deposits or minerals in those lands, are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purpose of a landfill site. Dated at Broken Hill this 3rd day of February 2004. JAMES M. HALL, General Manager, Broken Hill City Council, Sulphide Street (PO Box 448), Broken Hill, NSW 2880, tel.: (08) 8080 2222.

Schedule

Lot 7, DP 757294; Lot 9, DP 757294; Lot 17, DP 39679. [0070]

CENTRAL DARLING SHIRE COUNCIL

Sale of Land for Unpaid Rates

THE Central Darling Shire Council wishes to advise the general public that the sale of land on unpaid rates will be taking place at the following locations and dates:

INFORMATION DAYS:

Date:	Town:	Time:	Venue:
15th April 2004	Menindee	9:00am	Menindee Hall
	Ivanhoe	3:00pm	Ivanhoe Hall
16th April 2004	Wilcannia	9:00am	Wilcannia Hall
	White Cliffs	4:00pm	White Cliffs Hall

SALE:

				No of Blocks
12th May 2004	Menindee	9:00am	Menindee Hall	6
	Ivanhoe	3:00pm	Ivanhoe Hall	6
13th May 2004	Wilcannia	9:00am	Wilcannia Hall	41
	White Cliffs	4:00pm	White Cliffs Hall	7

For further information please do not hesitate to contact Kylie Smith at Central Darling Shire Council on (08) 8091 5909 or email: coucil@centraldarling.nsw.gov.au. BILL O'BRIEN, General Manager 20 Reid Street (PO Box 165), Wilcannia, NSW 2836, tel.: (08) 8091 5909. [0057]

INVERELL SHIRE COUNCIL

Fixing of Levels

NOTICE is hereby given that levels of LINDSAY AVENUE – SHIRLEY STREET to GILCHRIST STREET as shown on plans exhibited at Council's Office and as advertised in the Inverell Times on 12 December 2003, have been duly approved and fixed by the authority delegated to me under section 378 of the Local Government Act 1993, as amended, in accordance with such plans, on 30 January

2004. P. J. HENRY, General Manager, Inverell Shire Council, Administrative Centre, 144 Otho Street, Inverell, NSW 2360. [0058]

INVERELL SHIRE COUNCIL

Fixing of Levels

NOTICE is hereby given that levels of SHIRLEY STREET – GILCHRIST STREET to BANNOCKBURN ROAD as shown on plans exhibited at Council's Office and as advertised in the Inverell Times on 14 November 2003, have been duly approved and fixed by the authority delegated to me under section 378 of the Local Government Act 1993, as amended, in accordance with such plans, on 30 January 2004. P. J. HENRY, General Manager, Inverell Shire Council, Administrative Centre, 144 Otho Street, Inverell, NSW 2360. [0059]

LAKE MACQUARIE CITY COUNCIL

Renaming of Road/s in Subdivisions

NOTICE is hereby given that in accordance with section 162.1 of the Roads Act 1993, as amended, Council has renamed the road/s shown hereunder:

Location	Name
Mams Grove Cardiff Heights, private access road, being Neighbourhood Property Lot 1, DP 285724.	Tranquil Place, Cardiff Heights.

No objections to the proposed name/s were received within the advertising period. KEN HOLT, General Manager, Lake Macquarie City Council, Box 1906, Hunter Region Main Centre, NSW 2310. [0068]

TWEED SHIRE COUNCIL

Roads Act 1993, Section 162

Naming of Public Roads

NOTICE is hereby given that the Tweed Shire Council, in pursuance of section 162 of the Roads Act 1993, has approved the names of the following roads to be dedicated in the plan of subdivision of Lot 194 in DP 755701 at Kingscliff as follows:

Cathedral Court	Ulladulla Court
Alley Way	Cactus Court
Elliston Street	Longboard Circuit
North Point Avenue	Tallows Avenue
Narrabeen Street	Bells Boulevard
Angourie Street	Tamarama Drive
Malibu Street	Gunnamatta Avenue
Shipstern Street	Barrel Street
Pass Street	Cylinders Drive
Salt Water Crescent	Fairy Bower Street
Point Break Circuit	Banzai Street
Snapper Avenue	Avoca Street

Forresters Court Forster Avenue

Authorised by the delegated officer and by resolution of the Council on 21 January 2004. GENERAL MANAGER, Tweed Shire Council, Civic Centre, Tumbulgum Road, Murwillumbah, NSW 2484. [0066]

TWEED SHIRE COUNCIL

Proposed Naming of Road in Subdivisions

IN pursuance of section 162(1) of the Roads Act 1993, as amended, Council proposes to name the road/s dedicated in a plan of subdivision of Lot 909 in DP 1052079 at Pottsville, in the Shire of Tweed, as shown below:

Brushtail Court
Marsupial Drive
Echidna Street
Melia Close
Lomanda Avenue
Sugar Glider Drive
Cocal Street
Grey Gum Street
Bandicoot Street

A period of fourteen days from the date of this notice is allowed for any person to lodge a written objection to the proposed naming. Any objections should state clearly the reasons for such objections. GENERAL MANAGER, Tweed Shire Council, PO Box 816, Murwillumbah, NSW 2484. [0067]

WARRINGAH COUNCIL

Notification of Proposed Acquisition Notice

WARRINGAH Council hereby gives notice that the land described in Schedule 1 hereunder is the subject of a Proposed Acquisition Notice issued pursuant to section 11 of the Land Acquisition (Just Terms Compensation) Act 1991.

Notice of a Proposed Compulsory Acquisition and Statement Regarding the Conferral of Rights and Interests in Relation to Land so Acquired on the Warringah Council

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Description of the Area that may be affected by the Compulsory Acquisition

The Warringah Council, pursuant to the Local Government Act 1993 and the Land Acquisition (Just terms Compensation) Act 1991 (NSW) ("the LAJTC Act"), intends to acquire by compulsory process for the purposes of public access and town drainage, land at Bushey Place, Dee Why, described in Schedule 1 hereunder.

Period within which the land will be Compulsorily Acquired

The compulsory acquisition will occur by Acquisition Notice published in the NSW *Government Gazette* under s.19 of the LAJTC Act declaring the land to be acquired

by compulsory process. That Notice will appear in the *Government Gazette* not less than 90 days after the giving of this Notice. The compulsory acquisition will have effect from the date of publication of the Acquisition Notice in the *Government Gazette* and will continue to have effect thereafter.

Compensation

The Acquisition Notice will vest the land in the Warringah Council freed of all interests. Section 55 of the LAJTC Act states that regard must be had to the following matters in determining the amount of compensation:

- (a) the market value of the land on the date of its acquisition;
- (b) any special value of the land to the person on the date of its acquisition;
- (c) any loss attributable to severance;
- (d) any loss attributable to disturbance;
- (e) solatium; and
- (f) any increase or decrease in the value of any other land of the person at the date of acquisition which adjoins or is severed from the acquired land by reason of the carrying out of, or the proposal to carry out, the purpose for which the land was acquired.

Claim for Compensation Form

A Claim for Compensation Form may be obtained from Warringah Council by any person or body who claims to be an owner in the terms of the LAJTC Act.

Any owner who wishes to claim compensation for the acquisition is requested to lodge with Warringah Council a Claim for Compensation within 60 days after the date of this notice.

Notice of Proposed Classification of Land to be Acquired in Dee Why

Section 34, Local Government Act 1993

Warringah Council is in the process of acquiring the land described in Schedule 1 hereunder for the purposes of public access and town drainage.

Having regard to the proposed use of the land, Council proposes to resolve that the land be classified as Operational Land.

Submissions regarding the proposed classification may be made to Council within 28 days from the date of the publication of this notice. STEPHEN BLACKADDER, General Manager, Warringah Council, 725 Pitwater Road, Dee Why, NSW 2099.

Schedule 1

Description of Land	Name of Owner	Interest Proposed to be Acquired
Lot 25, DP 10683.	George ELY.	Fee simple.

[0061]

WINGECARRIBEE SHIRE COUNCIL

Heritage Act 1977

Interim Heritage Order No. 2

UNDER section 25 of the Heritage Act 1977, Wingecarribee Shire Council does by this Order:

- i. make an interim heritage order to cover the item of environmental heritage specified or described in Schedule 'A', and
- ii. declare that the interim heritage order shall apply to the curtilage or site of such item, being the land described in Schedule 'B'.

This Interim Heritage Order will lapse six months from the date that it is made unless the local council has passed a resolution before that date either:

- 1) in the case of an item which, in the council's opinion, is of local significance, to place the item on the heritage schedule of a local environmental plan with appropriate provisions for protecting and managing the item; and

- 2) in the case of an item which in the council's opinion, is of State heritage significance, nominate the item for inclusion on the State Heritage Register.

Dated: 2nd February 2004. RAY DARNEY, Director, Environment and Planning, Wingecarribee Shire Council, PO Box 141, Moss Vale, NSW 2577, tel.: (02) 4868 0888.

Schedule 'A'

The property known as "Lynton" situated at Moss Vale on land described in Schedule 'B'.

Schedule 'B'

All those pieces or parcels of land known as Lot 1, DP 217785, 618 – 620 Argyle Street, Moss Vale, shown edged heavy black on the plan catalogued WSC IHO 02/04 in the office of the Wingecarribee Shire Council. [0060]

PARKES SHIRE COUNCIL

Local Government Act 1993, Section 713

Sale of Land for Overdue Rates

NOTICE is hereby given to the persons named hereunder that Parkes Shire Council has resolved, in pursuance of section 713 of the Local Government Act 1993, to sell the land described hereunder of which the persons named appear to be the owners or in which appear to have an interest and on which the amount of rates stated in each case as at 26 November 2003, is due:

Assessment No:	Owner or person having interest in the land	Description of Land Legal/Parish/County	Total
18290-00000000-000	Mrs R Terrill and Mrs M Davison	Lot 16, DP 220946, Parkes, Ashburnham	\$5,328.24
45330-00000000-000	Mr LL and Mrs LA Thompson Official Trustee in Bankruptcy	Lot 8, section 1, DP 758273, Bindogundra, Ashburnham	\$10,501.86
49732-00000000-000	Mr T Moait	Lot 45, DP 753991, Gobondry, Kennedy	\$1,529.27
49760-00000000-000	Est RR Brooks	Lot 41, DP 753991, Gobondry, Kennedy	\$2,338.23
49770-00000000-000	Mr JT & Mrs ME Clelland	Lots 42 and 43, DP 753991, Gobondry, Kennedy	\$3,930.38
51420-00000000-000	Mr GS & Mrs R Commisso	Lot 54, DP 752095, Gunningbland, Cunningham	\$6,422.63
51490-10000000-000	Mr FH Barnes	Lot 9, section 2, DP 758125, Gunningbland, Cunningham	\$6,320.39
51590-00000000-000	Mr PJ Proctor	Lot 6, section 4, DP 758125, Gunningbland, Cunningham	\$2,965.82
51610-00000000-000	Mr M Zaarour National Australia Bank Ltd	Lot 8, section 4, DP 758125, Gunningbland, Cunningham	\$10,417.17
51670-00000000-000	Mrs VJ Chaplin	Lot 33, DP 752095, Gunningbland, Cunningham	\$9,742.82
51740-00000000-000	Mr C Intini	Lot 1, DP 329018, Gunningbland Cunningham	\$10,857.87
51840-00000000-000	Mr G Hadahd	Lot 3, section 3, DP 758125, Gunningbland, Cunningham	\$7,123.30
52380-00000000-000	Mr M Zaarour National Australia Bank Ltd	Lot 16, section 4, DP 758125, Gunningbland, Cunningham	\$14,099.63
52560-00000000-000	Mr M Zaarour National Australia Bank Ltd	Lot 6, section 7, DP 758125, Gunningbland, Cunningham	\$10,417.17

Assessment No:	Owner or person having interest in the land	Description of Land Legal/Parish/County	Total
53810-00000000-000	Mr DL Tipler	Lots 6-8, section 1, DP 758014, Houston, Kennedy	\$3634.00
54030-00000000-000	Mr ME Ross	Lot 12, section 1, DP 758014, Houston, Kennedy	\$1,267.92
54040-00000000-000	Mr D Fry	Lot 13, section 1, DP 758014, Houston, Kennedy	\$3,150.21
54050-00000000-000	Mr D Fry	Lot 14, section 1, DP 758014, Houston, Kennedy	\$3,145.83
54090-00000000-000	Mr D Fry	Lot 20, section 1, DP 758014, Houston, Kennedy	\$3,145.83
59590-00000000-000	Mr A Faleono and Ms M Tupaea	Lot 7, section 22, DP 758832, Mingelo, Narromine	\$7,924.32
60973-00000000-000	Mr CO and Mrs LS McGhie, Mot Di Dinh and Mot Duy CM Ting	Lot 10, DP 828445, Mingelo, Narromine	\$8,331.98
63480-00000000-000	Mrs K Gallagher Westpac Banking Corporation	Lot 2, section 1, DP 758994, Mingelo, Narromine	\$6,171.75
64120-00000000-000	Mr WM Barton	Lot 148, DP 752105, Monomie, Cunningham	\$2,584.42
64170-00000000-000	Mr K Haydon	Lots 162-163, DP 752105, Monomie, Cunningham	\$3,268.82
64180-00000000-000	Mr GB Henderson	Lot 169, DP 752105, Monomie, Cunningham	\$2,673.55
65290-00000000-000	Mr GD Liddle National Australia Bank Ltd	Lot 28, DP 6869, Nelungalong, Ashburnham	\$6,839.95
68430-00000000-000	Ms J King	Lot 1, DP 334329, Stanley, Kennedy	\$4,793.38
68500-00000000-000	Est HN Gibson	Lots 3-4, section A, DP 5965, Stanley, Kennedy	\$13,850.93
69830-00000000-000	Est JA Blattman	Lots 5-8, DP 8331, Stanley, Kennedy	\$11,979.59
69850-00000000-000	Mr WR & Mrs DJ Smith	Lots 2-4, DP 9835, Stanley, Kennedy	\$7,560.85
71120-00000000-000	Est EG Beuzeville	Lot 1, DP 724926, Trundle, Cunningham	\$4,006.92
71450-00000000-000	Mr HJ Tanks	Lot 1, DP 1010762, Trundle, Cunningham	\$14,538.08
71880-00000000-000	Mr KL & Mrs JA Collins	Lot 1, DP 952504, Trundle, Cunningham	\$7,198.38
72180-00000000-000	Mr DW Smith	Lot 6, section B, DP 4249, Trundle, Cunningham	\$11,727.68
72730-00000000-000	Mr GR Cohen St George Bank Ltd Dayview Textiles Pty Ltd	Lot 1, DP 322820, Trundle, Cunningham	\$9,664.30
73470-00000000-000	Mr P Ryan	Lot 2, section D, DP 5187, Trundle, Cunningham	\$11,353.89
73660-00000000-000	Mrs LM Abbott Westpac Banking Corporation	Lot 2, DP 547004, Trundle, Cunningham	\$11,786.87
TOTAL:			\$262,594.23

In default of payment to the Council of the amount stated above and any other rates (including extra charges) becoming due and payable after 26 November 2003, before the time fixed for the sale, the said land will be offered for sale by public auction on Friday, 21 May 2004 at 10.00 a.m., in the Council Chambers, located in Cecile Street, Parkes. ALAN McCORMACK, General Manager, Parkes Shire Council, Cecile Street, Parkes, NSW 2870. [0071

ESTATE NOTICES

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ROBERT JOSEPH BOYD late of 5/2529 Loftus Avenue, Loftus, in the State of New South Wales, who died on 10 August 2003, must send particulars of his/her claim to the executor, Ian Bowden, c.o. Colquhoun & Colquhoun, Solicitors, 588 Darling Street, Rozelle, NSW 2039, within one (1) calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of distribution the executor has notice. Probate was granted in New South Wales on 27 January 2004. COLQUHOUN & COLQUHOUN, Solicitors, 588 Darling Street, Rozelle, NSW 2039 [0069]

COMPANY NOTICES

NOTICE of members' voluntary winding up.—DAISY BANK (BEGA) PTY LTD, ACN 000 872 373.—Notice is hereby given that on 18 December 2003, a members' resolution was passed that the company be wound up voluntarily and that Richard Bruce Kellow be appointed liquidator. RICHARD B. KELLOW, Liquidator, c.o. Kellow Parbery & Associates Pty Limited, Certified Practising Accountants, 24 Church Street (PO Box 131), Bega, NSW 2550, tel.: (02) 6492 1433. [0055]

NOTICE of members' voluntary liquidation.—JF CHAFFEY & SON PTY LIMITED, ACN 000 047 905.—Notice is hereby given that at an extraordinary general meeting of the abovenamed company, held on 28 January 2004, the following special resolution was duly passed: "That the company be wound up voluntarily". On the same day pursuant to section 495(1), Shirley Ann Maurer was appointed liquidator. Dated this 28th day of January 2004. SHIRLEY ANN MAURER, Liquidator, c.o. Messrs Roberts & Morrow, Chartered Accountants, 137 Beardy Street (PO Box 112), Armidale, NSW 2350, tel.: (02) 6774 8400. [0056]

NOTICE of final meeting of members—SAPL MANGEMENT PTY LIMITED, ACN 000 231 774 (in liquidation).—Notice is hereby given that in terms of section 509 of the Corporations Law, a final general meeting of the company will be held at the offices of Sanger Australia Pty Limited, 10th Floor, 89 York Street, Sydney, on Friday, 27 November 2004, at 11:00 a.m., for the purpose having laid before it by the liquidator an account showing how the winding up has been conducted and the property of the company disposed of. Dated 27 January 2004. GILBERT E COLES, Liquidator, c.o. Gilbert E Coles, PO Box 1398, Neutral Bay, NSW 2089, tel.: (02) 9953 2966. [0062]

NOTICE of voluntary liquidation.—STEGSU PTY LIMITED, ACN 000 817 701 (in liquidation).—Notice is hereby given pursuant to section 491(2) of the Corporations Law that at a general meeting of the abovenamed company, duly convened and held at 34 MacMahon Street, Hurstville, on 14 January 2004, the following special resolution passed: "That the company be wound up as a Members' Voluntary Liquidation and that the assets of the company may be distributed in whole or in part to the members in specie should the liquidators so desire". Dated this 19th day of January 2004. BRUCE WILLIAM SPAUL, Liquidator, c.o. Munro Spaul, Level 1, 34 MacMahon Street, Hurstville, NSW 2220. [0063]

NOTICE of final meeting of members and creditors.—COMUNIX CONSULTING PTY LIMITED, ACN 066 214 855, (in liquidation).—Notice is hereby given that the final meeting of members and creditors of the abovenamed company will be held pursuant to section 509 of the Corporations Act 2001, at the offices of Nationwide Tax & Professional Services, 1 Kempsey Street, Blacktown, NSW 2148, on Friday, 5 March 2004, at 10:00 a.m., for the purpose of laying before the meeting an account showing how the winding up has been conducted and the property of the company has been disposed of and giving any explanation thereof. Dated this 3rd day of February 2004. DAVID J. DOBERER, Liquidator, c.o. Nationwide Tax & Professional Services, 1 Kempsey Street, Blacktown, NSW 2148, tel.: (02) 9672 3043. [0064]

NOTICE of appointment of receiver and manager.—HARTNETT & PELLEW PTY LIMITED, ACN 084 208 757 (receiver and manager appointed).—NOTICE is hereby given by RETRAVISION (N.S.W.) LIMITED, ACN 000 384 565, of 2nd Floor, 21-23 Burwood Road, Burwood NSW, pursuant to section 427(1)(b) of the Corporations Act 2001, that on the 27th day of January 2004, it appointed Evan Philip Groombridge, Chartered Accountant, Level 10, South Tower, 1 Railway Street, Chatswood NSW, as receiver and manager of the assets and undertaking of Hartnett & Pellew Pty Limited charged by the following charge: 1. Charge dated 16 September 1998 and numbered in the Register of Charges as follows: No. 667419. Dated: 27 January 2004. EVAN PHILIP GROOMBRIDGE, Chartered Accountant, Level 10, South Tower, 1 Railway Street, Chatswood, NSW 2067. [0065]