



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

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LEGISLATION

Assents to Acts

ACTS OF PARLIAMENT ASSENTED TO

Legislative Council Office Sydney 6 May 2004

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

Act No. 25, 2004 - An Act to amend the *Local Government Act 1993* in relation to the adjustment of council income, the postponement of elections, the protection of employment of council staff, and other matters; and for other purposes. [**Local Government Amendment (Council and Employee Security) Act 2004**]

Act No. 26, 2004 – An Act to amend the *Fisheries Management Act 1994* to make further provision with respect to the management of fishery resources; and for other purposes. [**Fisheries Management Amendment Act 2004**]

JOHN EVANS
Clerk of the Parliaments

Proclamations



Proclamation

under the

Fair Trading Amendment Act 2003 No 35

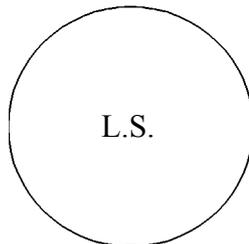
MARIE BASHIR, Governor

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 *Fair Trading Amendment Act 2003*, do, by this my Proclamation, appoint 30 August 2004 as the day on which the following provisions of that Act commence:

- (a) section 4,
- (b) so much of Schedule 1 [17] as inserts Division 3 of Part 4 into the *Fair Trading Act 1987*.

Signed and sealed at Sydney, this 12th day of May 2004.

By Her Excellency's Command,



REBA PAIGE MEAGHER, M.P.,
Minister for Fair Trading

GOD SAVE THE QUEEN!

Explanatory note

The object of this Proclamation is to commence the provisions of the *Fair Trading Amendment Act 2003* which repeal the *Door-to-Door Sales Act 1967* and insert the new direct commerce provisions into the *Fair Trading Act 1987*. The rest of the Act commenced on 25 August 2003.



Proclamation

under the

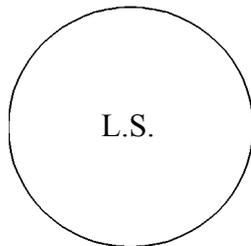
Fair Trading Amendment Act 2004 No 21

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 *Fair Trading Amendment Act 2004*, do, by this my Proclamation, appoint 17 May 2004 as the day on which that Act commences.

Signed and sealed at Sydney, this 12th day of May 2004.

By Her Excellency's Command,



REBA PAIGE MEAGHER, M.P.,
Minister for Fair Trading

GOD SAVE THE QUEEN!



Proclamation

under the

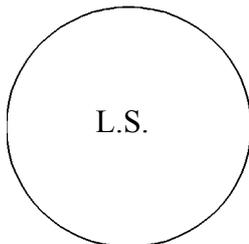
Mining Legislation Amendment (Health and Safety) Act 2002 No 50

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 *Mining Legislation Amendment (Health and Safety) Act 2002*, do, by this my Proclamation, appoint 17 May 2004 as the day on which the uncommenced provisions of that Act commence.

Signed and sealed at Sydney, this 12th day of May 2004.

By Her Excellency's Command,



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

GOD SAVE THE QUEEN!

Explanatory note

The object of this Proclamation is to commence sections 3, 4 and 6 of, and Schedules 1, 2 and 4 to, the *Mining Legislation Amendment (Health and Safety) Act 2002*. The provisions concerned amend various Acts with respect to the appointment of inspectors in relation to mines. The remaining provisions of the Act commenced on 1 September 2003.



Proclamation

under the

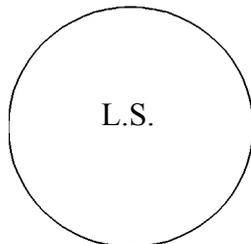
National Parks and Wildlife Amendment (Kosciuszko National Park Roads) Act 2004 No 5

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 *National Parks and Wildlife Amendment (Kosciuszko National Park Roads) Act 2004*, do, by this my Proclamation, appoint 17 May 2004 as the day on which that Act commences.

Signed and sealed at Sydney, this 12th day of May 2004.

By Her Excellency's Command,



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

GOD SAVE THE QUEEN!

Explanatory note

The object of this Proclamation is to commence the *National Parks and Wildlife Amendment (Kosciuszko National Park Roads) Act 2004* which will have the effect of excising certain land from the Kosciuszko National Park and vesting it in the Roads and Traffic Authority of New South Wales so that it may be used for roads, and making other incidental and ancillary provisions.

Regulations



New South Wales

Child Protection (Prohibited Employment) Regulation 2004

under the

Child Protection (Prohibited Employment) Act 1998

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Child Protection (Prohibited Employment) Act 1998*.

CARMEL TEBBUTT, M.L.C.,
Minister for Youth

Explanatory note

The *Child Protection (Prohibited Employment) Act 1998* prohibits the employment of prohibited persons (being persons who have been convicted of a serious sex offence) in child-related employment. The Act defines **child-related employment** to mean (amongst other things) employment involving fostering or other child care. The aim of this Regulation is to make it clear that the provision of foster care or out-of-home care constitutes **employment** for the purposes of the Act.

This Regulation deals with matters of a machinery nature.

This Regulation is made under the *Child Protection (Prohibited Employment) Act 1998*, including the definition of **employment** in section 3 of the Act and section 15 (the general regulation-making power).

Clause 1 Child Protection (Prohibited Employment) Regulation 2004

Child Protection (Prohibited Employment) Regulation 2004

under the

Child Protection (Prohibited Employment) Act 1998

1 Name of Regulation

This Regulation is the *Child Protection (Prohibited Employment) Regulation 2004*.

2 Definition

In this Regulation:

the Act means the *Child Protection (Prohibited Employment) Act 1998*.

3 Employment

- (1) For the purposes of the definition of **employment** in section 3 of the Act, the performance of the duties of an authorised carer constitutes employment.
- (2) In this clause, **authorised carer** has the meaning given by the *Children and Young Persons (Care and Protection) Act 1998*.



Fair Trading (General) Amendment (Direct Commerce) Regulation 2004

under the

Fair Trading Act 1987

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Fair Trading Act 1987*.

REBA PAIGE MEAGHER, M.P.,
Minister for Fair Trading

Explanatory note

The objects of this Regulation are as follows:

- (a) to provide that a notice of cancellation of a direct commerce contract under Division 3 of Part 4 of the *Fair Trading Act 1987* (*the Act*) may be given by sending the notice by electronic means to the supplier's email address as provided by the supplier or dealer,
- (b) to exclude certain direct commerce contracts from the operation of Division 3 of Part 4 of the Act entirely (namely, customer supply contracts for electricity and gas, contracts arising out of charitable fundraising appeals, contracts for the supply of certain financial products or managed investment schemes under the *Corporations Act 2001* of the Commonwealth and contracts for the supply of goods or services that are the same as those supplied under an existing contract),
- (c) to exclude credit contracts from most of the provisions of Division 3 of Part 4 of the Act,
- (d) to exclude direct commerce contracts for the supply of services on a continuing basis (eg contracts relating to loyalty club membership schemes) from section 40H of the Act (which prohibits the supplier or dealer from collecting fees for services provided during the cooling-off period),
- (e) to exclude direct commerce contracts for the supply of classified advertising in certain circumstances from some of the provisions of Division 3 of Part 4 (including section 40H) of the Act,

Fair Trading (General) Amendment (Direct Commerce) Regulation 2004

Explanatory note

- (f) to require, in the case of a direct commerce contract under which fees for services that are provided during the cooling-off period are permitted to be collected, the supplier or dealer to refund (if the consumer cancels the contract) any amount paid by the consumer for unused services during the cooling-off period.

This Regulation is made under the *Fair Trading Act 1987*, including sections 40B (2) and (2A), 40E (2) (d) and 92 (the general regulation-making power).

Fair Trading (General) Amendment (Direct Commerce) Regulation 2004 Clause 1

Fair Trading (General) Amendment (Direct Commerce) Regulation 2004

under the

Fair Trading Act 1987

1 Name of Regulation

This Regulation is the *Fair Trading (General) Amendment (Direct Commerce) Regulation 2004*.

2 Commencement

This Regulation commences on 30 August 2004.

3 Amendment of Fair Trading (General) Regulation 2002

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

Fair Trading (General) Amendment (Direct Commerce) Regulation 2004

Schedule 1 Amendment

Schedule 1 Amendment

(Clause 3)

Part 4A

Insert after Part 4:

Part 4A Direct commerce provisions

88A Notice of cancellation of direct commerce contract

For the purposes of section 40E (2) (d) of the Act, a notice of cancellation by a consumer of a direct commerce contract may be given by sending the notice by electronic communication to the supplier's email address as provided by the supplier or dealer.

Note. Under section 40E (1) (b) of the Act, the 5-day cooling-off period for a direct commerce contract made over the telephone is triggered by the supplier giving the consumer the cooling-off information (as required under section 40D) in writing. If the information is posted to the consumer, section 76 of the *Interpretation Act 1987* provides that service of the letter is taken to have been effected on the fourth working day after it was posted.

88B Exclusion of certain contracts from direct commerce provisions

- (1) The following kinds of contracts are, in accordance with section 40B (2) of the Act, excluded from the operation of Division 3 of Part 4 of the Act:
 - (a) a customer supply contract (within the meaning of the *Electricity Supply Act 1995*) entered into with a person who is a small retail customer for the purposes of that Act,
 - (b) a customer supply contract (within the meaning of the *Gas Supply (Natural Gas Retail Competition) Regulation 2001*) entered into with a person who is a small retail customer for the purposes of the *Gas Supply Act 1996*,
 - (c) a contract arising out of the conduct of a fundraising appeal within the meaning of the *Charitable Fundraising Act 1991*,

Fair Trading (General) Amendment (Direct Commerce) Regulation 2004

Amendment

Schedule 1

- (d) a contract for the supply of a financial product, or a managed investment scheme, within the meaning of the *Corporations Act 2001* of the Commonwealth,

Note. The hawking of certain financial products and managed investment products is prohibited under the *Corporations Act 2001*—see sections 992A and 992AA of that Act.

- (e) if a contract for the supply of goods or services exists between a consumer and a supplier—a contract between the consumer and the supplier for the supply of goods or services that are of the same kind as those supplied under the existing contract.

Note. An example of such an excluded contract is where the consumer has joined a scheme (such as a wine society or club) and agrees to allow the supplier to subsequently offer to the consumer products or services in connection with the scheme. In such a case, the subsequent offering by a dealer or supplier to the consumer of those products or services would not trigger the direct commerce provisions.

However, the exemption under this paragraph does not apply if the supplier subsequently offers different kinds of goods or services to those supplied under the existing contract. For example, if the supplier of telecommunications services, who has an existing contract with a consumer for the supply of a landline phone service, contacts the consumer for the purpose of negotiating a contract for the supply of a mobile phone or an Internet service, the contract for the supply of those other services would not be an excluded contract.

- (2) To avoid any doubt, if:
- (a) a contract for the supply of goods or services exists between a consumer and a supplier, and
- (b) the supplier subsequently makes contact with the consumer for the purposes of maintaining the goods or services provided under the existing contract (such as the rectification of a fault) or for the purposes of making a minor change to the terms of the existing contract,

any contract for those purposes between the consumer and the supplier that results from that subsequent contact is not a direct commerce contract.

Note. One of the elements of the definition of a **direct commerce contract** in section 40B of the Act is that it is made in the course of direct commerce (ie the practice in which a person goes from place to place, or makes telephone calls, seeking out persons who may be prepared to enter, as consumers, into contracts for the supply of goods or services). Another element of the definition is that the contact with the consumer, or the telephone call, is unsolicited.

Fair Trading (General) Amendment (Direct Commerce) Regulation 2004

Schedule 1 Amendment

A direct commerce contract essentially involves the practice of “cold calling” of potential customers. In the case of an existing contract, this practice would not generally be applicable (unless the customer is subsequently contacted for the purpose of negotiating a contract for the supply of different kinds of goods or services to those supplied under the existing contract—see the note following subclause (1) (e)).

88C Partial exclusion of certain contracts from direct commerce provisions

In accordance with section 40B (2A) of the Act:

- (a) sections 40C–40G and 40K of the Act do not apply to or in respect of a credit contract within the meaning of the *Consumer Credit (New South Wales) Code*, and
- (b) section 40H of the Act does not apply to or in respect of any direct commerce contract for services that are supplied to the consumer on a continuing basis.

Note. An example of such a contract is a loyalty club membership scheme that is accepted by the consumer by the use of a membership card or discount vouchers and where the services accessed by the card or vouchers are supplied over a certain period. It does not include a contract for the supply of services (eg the carrying out of repairs) that are supplied entirely on a one-off basis or are capable of being wholly supplied during the 5-day cooling-off period.

88D Special provisions relating to contracts for classified advertising

In accordance with section 40B (2A) of the Act:

- (a) section 40D (3) (b) of the Act does not apply to or in respect of a contract for the supply of classified advertising (unless the contract is for the supply of a series of advertisements over a period of time), and
- (b) section 40E of the Act does not apply to or in respect of a contract for the supply of classified advertising once the publication deadline in relation to the advertisement has passed, and
- (c) section 40H of the Act does not apply to or in respect of a contract for the supply of classified advertising.

Fair Trading (General) Amendment (Direct Commerce) Regulation 2004

Amendment

Schedule 1

88E Requirement to refund fees collected during cooling-off period for unused services

- (1) This clause applies to the following kinds of direct commerce contracts:
 - (a) a contract that is for the supply of services on a continuing basis,
 - (b) a contract that is for the supply of classified advertising (but only if a cooling-off period is applicable to the contract).
- (2) If, in relation to a direct commerce contract to which this clause applies, the supplier or dealer collects any fees from the consumer during the cooling-off period for services provided during that period, the supplier or dealer must, if the consumer cancels the contract during the cooling-off period in accordance with section 40E of the Act, refund within 7 days of the cancellation of the contract any amount paid by the consumer for services that have not been used by the consumer.

Maximum penalty: 10 penalty units.



Home Building Amendment (Insurance) Regulation 2004

under the

Home Building Act 1989

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

JOHN DELLA BOSCA, M.L.C.,
Minister for Commerce

Explanatory note

The object of this Regulation is to amend the *Home Building Regulation 1997* to enable home building insurance policies to exclude claims for loss or damage resulting from certain events and other matters, including acts of terrorism, nuclear events and asbestos contamination and removal. The amendments will make exclusions permitted in this State consistent with those permitted in Victoria.

This Regulation is made under the *Home Building Act 1989*, including sections 103C and 140 (the general regulation-making power).

Clause 1 Home Building Amendment (Insurance) Regulation 2004

Home Building Amendment (Insurance) Regulation 2004

under the

Home Building Act 1989

1 Name of Regulation

This Regulation is the *Home Building Amendment (Insurance) Regulation 2004*.

2 Amendment of Home Building Regulation 1997

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

Home Building Amendment (Insurance) Regulation 2004

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 2)

[1] Clause 45 Limitations on liability and cover

Insert after clause 45 (j):

- (k) the contract may exclude a claim for loss or damage resulting from any of the following if the exclusion is a standard policy provision of the insurer and the exclusion is not inconsistent with this Regulation and does not contravene this Regulation:
 - (i) war,
 - (ii) an act of terrorism,
 - (iii) civil unrest,
 - (iv) asbestos contamination or removal,
 - (v) a nuclear event,
 - (vi) risks normally insured under a policy for public liability or contract works,
 - (vii) an act of God or nature,
 - (viii) failure by the insured to maintain appropriate protection against pest infestation or exposure of natural timbers,
 - (ix) consequential loss, including, without limitation, loss of rent or other income, loss of enjoyment, loss of business opportunity, inconvenience or distress,
 - (x) malfunction in any mechanical or electrical equipment or appliance, if the insurer proves that the malfunction is not attributable to the workmanship of or installation by the contractor or supplier of a kit home.

[2] Clause 45 (2)–(4)

Insert at the end of clause 45:

- (2) An insurance contract may contain any other limitation on liability, but only if it is not inconsistent with this Regulation and does not contravene any requirement of this Regulation.

Home Building Amendment (Insurance) Regulation 2004

Schedule 1 Amendments

-
- (3) For the purposes of this clause, an *act of terrorism* is an act that, having regard to the nature of the act, and the context in which the act was done, it is reasonable to characterise as an act of terrorism.
- (4) Any lawful activity or any industrial action cannot be characterised as an act of terrorism for the purpose of this clause. An act can only be so characterised if it:
- (a) causes or threatens to cause death, personal injury or damage to property, and
 - (b) is designed to influence a government or to intimidate the public or a section of the public, and
 - (c) is carried out for the purpose of advancing a political, religious, ideological, ethnic or similar cause.



Occupational Health and Safety Amendment (Mines) Regulation 2004

under the

Occupational Health and Safety Act 2000

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Occupational Health and Safety Act 2000*.

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

Explanatory note

The object of this Regulation is to amend the *Occupational Health and Safety Regulation 2001*:

- (a) to implement hazard-specific International Labour Organisation Conventions in relation to mines by applying certain provisions of the Regulation to mines, and
- (b) to change references in certain provisions of the *Occupational Health and Safety Act 2000* to WorkCover, in so far as those provisions apply to a mine, to references to the Department of Mineral Resources, the Director-General of that Department, officers of that Department and the Minister for Mineral Resources, and
- (c) to make a number of miscellaneous amendments.

This Regulation is made under the *Occupational Health and Safety Act 2000*, including section 33 (the general regulation-making power) and sections 36–39, 106 and 133.

Clause 1 Occupational Health and Safety Amendment (Mines) Regulation 2004

Occupational Health and Safety Amendment (Mines) Regulation 2004

under the

Occupational Health and Safety Act 2000

1 Name of Regulation

This Regulation is the *Occupational Health and Safety Amendment (Mines) Regulation 2004*.

2 Commencement

- (1) This Regulation commences on 17 May 2004, except as provided by subclause (2).
- (2) So much of Schedule 1 [4] as inserts Part 2, Parts 5–8, clause 10 (2) of Part 9 and clause 11 (1) of Part 10 of Schedule 4 into the Regulation commences on 1 November 2004.

3 Amendment of Occupational Health and Safety Regulation 2001

The *Occupational Health and Safety Regulation 2001* is amended as set out in Schedule 1.

Occupational Health and Safety Amendment (Mines) Regulation 2004

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 3)

[1] Clause 4 Application of Regulation

Omit clause 4 (3). Insert instead:

- (3) This Regulation does not apply to a mine, except as specified in Schedule 4.

[2] Clause 357

Omit the clause. Insert instead:

357 Additional officers authorised to consent to the institution of proceedings for offences

For the purposes of section 106 (1) (b) of the Act, the Director-General of the Department of Mineral Resources is a prescribed officer in relation to proceedings for an offence against the Act concerning a place of work that is a mine.

[3] Clause 358

Omit the clause. Insert instead:

358 Application of Act to mines: references to WorkCover

- (1) In accordance with section 133 of the Act, a reference in any of the following provisions of the Act to WorkCover, in connection with the application of the provision to a mine, is taken to be a reference to the Department of Mineral Resources:
 - (a) Part 4 (Industry codes of practice),
 - (b) section 114 (Orders regarding costs and expenses of investigation).
- (2) In accordance with section 133 of the Act, a reference in section 109 of the Act to the General Manager of WorkCover, in connection with the application of the provision to a mine, is taken to be a reference to the Director-General of the Department of Mineral Resources.
- (3) In accordance with section 133 of the Act, a reference in any of the following provisions of the Act to WorkCover, in connection with the application of the provision to a mine, is taken to be a reference to the Minister for Mineral Resources:

Occupational Health and Safety Amendment (Mines) Regulation 2004

Schedule 1 Amendments

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- (a) Division 2 (Duty to consult) of Part 2,
 - (b) Division 2 (Powers of inspectors) of Part 5,
 - (c) Division 4 (General provisions relating to notices) of Part 6.
- (4) In accordance with section 133 of the Act, a reference in section 107 of the Act to WorkCover, in connection with the application of the provision to a mine, is taken to be a reference to an officer of the Department of Mineral Resources appointed under section 47A of the Act.

[4] Schedule 4

Insert at the end of the Regulation:

Schedule 4 Application of Regulation to mines

(Clause 4 (3))

Note.

Mine is defined in the Act as a mine within the meaning of the *Mines Inspection Act 1901* or the *Coal Mines Regulation Act 1982* and so as to include a coal preparation plant that is a declared plant under Part 5A of the latter Act.

Part 1 Preliminary**1 Definition**

In this Schedule:

coal mine means:

- (a) a mine within the meaning of the *Coal Mines Regulation Act 1982*, and
- (b) a coal preparation plant that is a declared plant under Part 5A of the *Coal Mines Regulation Act 1982*.

2 Application of interpretation and other provisions of Chapter 1 to relevant provisions

To remove any doubt, to the extent that Chapter 1 or any other provision of this Regulation provides for the interpretation of a term used in, or application of, a provision referred to in this Schedule (a **relevant provision**), that Chapter and provision apply to the relevant provision in its application to a mine.

Occupational Health and Safety Amendment (Mines) Regulation 2004

Amendments

Schedule 1

Part 2 Places of work—risk management and other matters

3 Application of risk management provisions to coal mines

The following provisions of Chapter 2 apply to a coal mine:

- (a) clause 9 (Employer to identify hazards),
- (b) clause 10 (Employer to assess risks),
- (c) clause 11 (Employer to eliminate or control risks),
- (d) clause 12 (Employer to review risk assessments and control measures),
- (e) clause 16 (Employer to obtain information).

Part 3 Workplace consultation

4 Application of workplace consultation provisions to mines

Chapter 3 applies to a mine.

Part 4 Asbestos

5 Application of asbestos-related provisions to mines

The following provisions of this Regulation apply to a mine:

- (a) Division 1 (General duties of controllers of premises) of Part 4.2 of Chapter 4 (to the extent that it imposes duties with respect to hazards caused by the presence of material containing asbestos),
- (b) Division 4 (Asbestos) of Part 4.2 of Chapter 4,
- (c) Part 8.7 (Asbestos—particular provisions) of Chapter 8,
- (d) Chapter 10 (Licensing of certain businesses), to the extent that it relates to asbestos removal work,
- (e) Chapter 11 (Permits for certain work), to the extent that it relates to friable asbestos removal work,

Occupational Health and Safety Amendment (Mines) Regulation 2004

Schedule 1 Amendments

- (f) Part 12.3 (Notifications of proposed work) of Chapter 12, to the extent that it relates to bonded asbestos removal work.

Note.

See also Part 9 of this Schedule (Hazardous substances).

Part 5 Noise management**6 Application of provisions about noise to coal mines**

Division 4 (Noise management) of Part 4.3 of Chapter 4 applies to a coal mine.

Part 6 Atmosphere**7 Application of provisions about atmosphere to mines**

- (1) Clauses 50 and 51 apply to a mine, subject to subclause (2).
- (2) Clauses 50 and 51 do not apply to the atmosphere of a mine to the extent that more stringent provision is made by or under another Act in relation to that atmosphere than is made by those clauses.

Part 7 Working in confined spaces**8 Application of provisions about working in confined spaces to coal mines**

Division 9 (Working in confined spaces) of Part 4.3 of Chapter 4 applies to the surface of a coal mine.

Part 8 Manual handling**9 Application of provisions about manual handling to coal mines**

Part 4.4 (Manual handling) of Chapter 4 applies to a coal mine.

Occupational Health and Safety Amendment (Mines) Regulation 2004

Amendments

Schedule 1

Part 9 Hazardous substances

10 Application of provisions about hazardous substances to mines

- (1) Parts 6.1–6.3 of Chapter 6 apply to a mine.
- (2) Part 6.4 of Chapter 6 applies to a coal mine, except clause 164 to the extent that it relates to use of a hazardous substance that is asbestos in any form.
- (3) Clause 164 of Part 6.4 of Chapter 6, to the extent that it relates to use of a hazardous substance that is asbestos in any form applies to a mine.
- (4) A reference in any of the following provisions of Part 6.4 of Chapter 6 to WorkCover, in connection with the application of the provision to a coal mine, is taken to be a reference to the Department of Mineral Resources:
 - (a) clause 166,
 - (b) clause 171,
 - (c) clause 172,
 - (d) clause 174.
- (5) Clause 362 and Schedule 3 apply to the supply or use of chrysotile (white asbestos) in a mine.

Part 10 Notifications of proposed work

11 Application of provisions about notifications of proposed work

- (1) Part 12.3 of Chapter 12, to the extent that it relates to use of a notifiable or prohibited carcinogenic substance (as defined in Part 6.3) other than a substance that is a form of asbestos, applies to a coal mine.
- (2) Clause 345 of Part 12.3 of Chapter 12, to the extent that it relates to use of a notifiable or prohibited carcinogenic substance (as defined in Part 6.3) that is a form of asbestos, applies to a mine.

Note.

See also clause 5 (f) of this Schedule (which relates to notifications of bonded asbestos removal work in mines).

Occupational Health and Safety Amendment (Mines) Regulation 2004

Schedule 1 Amendments

Part 11 Miscellaneous**12 Application of miscellaneous provisions**

- (1) Parts 12.4 and 12.5 of Chapter 12 apply to a mine.
- (2) Except as provided by subclause (3), a reference in a provision of Part 12.4 or 12.5 of Chapter 12 to WorkCover, in connection with the application of the provision to a mine, is taken to be a reference to the Director-General of the Department of Mineral Resources.
- (3) Subclause (2) does not apply to any reference to the extent that it relates to:
 - (a) an exemption from any provision of the Regulation in its application to asbestos in any form, or
 - (b) a decision made in respect of the use of asbestos in any form.
- (4) Clauses 357 and 358 apply to a mine.



Supreme Court Amendment (Fees) Regulation 2004

under the

Supreme Court Act 1970

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Supreme Court Act 1970*.

BOB DEBUS, M.P.,
Attorney General

Explanatory note

The *Supreme Court Regulation 2000* provides that the fees to be paid to the Marshal in Admiralty are to be the same fees as are from time to time taken by the Sheriff or an officer of the Sheriff for service and execution of process of the Supreme Court.

The object of this Regulation is to prevent a 3% levy from being applied to fees paid to the Marshal in Admiralty in respect of a writ of execution.

This Regulation is made under the *Supreme Court Act 1970*, including section 130.

Clause 1 Supreme Court Amendment (Fees) Regulation 2004

Supreme Court Amendment (Fees) Regulation 2004

under the

Supreme Court Act 1970

1 Name of Regulation

This Regulation is the *Supreme Court Amendment (Fees) Regulation 2004*.

2 Amendment of Supreme Court Regulation 2000

The *Supreme Court Regulation 2000* is amended by inserting “, except there is no levy payable on a writ of execution” after “the Court” in item 12 of Schedule 1.

Other Legislation



New South Wales

Notice of Final Determination

under the

Threatened Species Conservation Act 1995

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has made a final determination to insert the following ecological community as an endangered ecological community under that Act and, accordingly, Schedule 1 to that Act is amended by inserting in Part 3 in alphabetical order:

Coolibah-Black Box Woodland of the northern riverine plains in the Darling Riverine Plains and Brigalow Belt South bioregions (as described in the final determination of the Scientific Committee to list the ecological community)

Dated, this 23rd day of January 2004.

Associate Professor Paul Adam

Chairperson of the Scientific Committee

Copies of final determination and reasons

Copies of the final determination and the reasons for it are available to members of the public (free of charge) as follows:

- (a) on the Internet at www.nationalparks.nsw.gov.au,
- (b) by contacting the Scientific Committee Support Unit, by post C/- Department of Environment and Conservation, PO Box 1967, Hurstville, 2220, by telephone (02) 9585 6940 or by facsimile (02) 9585 6606,
- (c) in person at the National Parks Centre, 102 George St, The Rocks, Sydney.

NSW SCIENTIFIC COMMITTEE

Final Determination

The Scientific Committee, established by the Threatened Species Conservation Act, has made a Final Determination to list the Coolibah - Black Box Woodland of the northern riverine plains in the Darling Riverine Plains and Brigalow Belt South bioregions, as an ENDANGERED ECOLOGICAL COMMUNITY in Part 3 of Schedule 1 of the Act. Listing of endangered ecological communities is provided for by Part 2 of the Act.

The Scientific Committee has found that:

1. Coolibah - Black Box Woodland of the northern riverine plains in the Darling Riverine Plains and Brigalow Belt South bioregions is the name given to the ecological community found on the grey, self-mulching clays of periodically waterlogged floodplains, swamp margins, ephemeral wetlands, and stream levees. The structure of the community may vary from tall riparian woodlands to very open 'savanna like' grassy woodlands with a sparse midstorey of shrubs and saplings. The latter is the more common structural form, generally with a crown cover greater than 0.2%, although this may be less in areas subjected to tree clearing or ring-barking. Typically these woodlands form mosaics with grasslands and wetlands.

The composition of the suite of plant assemblages that comprise this ecological community is primarily determined by the frequency and duration of inundation by overbank floods. As a consequence, species composition varies from the channelised parts of the floodplain to the less frequently inundated outer parts of the floodplain. The community is characterised by the following assemblage of species:

<i>Abutilon oxycarpum</i>	<i>Acacia cambagei</i>
<i>Acacia excelsa</i>	<i>Acacia pendula</i>
<i>Acacia salicina</i>	<i>Acacia stenophylla</i>
<i>Alectryon oleifolius</i> subsp. <i>elongatus</i>	<i>Alstonia constricta</i>
<i>Alternanthera nodiflora</i>	<i>Apophyllum anomalum</i>
<i>Aristida platychaeta</i>	<i>Astrebula lappacea</i>
<i>Atalaya hemiglauca</i>	<i>Atriplex leptocarpa</i>
<i>Atriplex muelleri</i>	<i>Atriplex nummularia</i>
<i>Atriplex vesicaria</i>	<i>Austrodanthonia setacea</i>
<i>Brachyscome dentata</i>	<i>Brachyscome smithwhitei</i>
<i>Capparis lasiantha</i>	<i>Capparis mitchellii</i>
<i>Carex inversa</i>	<i>Casuarina cristata</i>
<i>Casuarina pauper</i>	<i>Chenopodium nitrariaceum</i>
<i>Chloris truncata</i>	<i>Chloris ventricosa</i>
<i>Cyperus bifax</i>	<i>Cyperus concinnus</i>
<i>Cyperus victoriensis</i>	<i>Dactyloctenium radulans</i>
<i>Daucus glochidiatus</i>	<i>Dichanthium sericeum</i> subsp. <i>sericeum</i>
<i>Einadia nutans</i> subsp. <i>nutans</i>	<i>Eleocharis acuta</i>
<i>Eleocharis pallens</i>	<i>Eleocharis plana</i>
<i>Eleocharis pusilla</i>	<i>Enchylaena tomentosa</i>
<i>Enteropogon acicularis</i>	<i>Eragrostis setifolia</i>

<i>Eremophila bignoniiflora</i>	<i>Eremophila maculata</i>
<i>Eremophila mitchellii</i>	<i>Eucalyptus camaldulensis</i>
<i>Eucalyptus coolabah</i>	<i>Eucalyptus largiflorens</i>
<i>Eucalyptus populnea</i> subsp. <i>bimbil</i>	<i>Geijera parviflora</i>
<i>Goodenia pusilla</i>	<i>Lachnagrostis filiformis</i>
<i>Leptochloa digitata</i>	<i>Marsilea drummondii</i>
<i>Melaleuca trichostachya</i>	<i>Muehlenbeckia florulenta</i>
<i>Myoporum montanum</i>	<i>Oxalis chnoodes</i>
<i>Panicum decompositum</i>	<i>Panicum subxerophilum</i>
<i>Parsonsia eucalyptophylla</i>	<i>Paspalidium distans</i>
<i>Paspalidium jubiflorum</i>	<i>Plantago cunninghamii</i>
<i>Pratia concolor</i>	<i>Pycnosorus globosus</i>
<i>Rhagodia spinescens</i>	<i>Salsola tragus</i> subsp. <i>tragus</i>
<i>Sclerolaena bicornis</i> var. <i>bicornis</i>	<i>Sclerolaena birchii</i>
<i>Sclerolaena calcarata</i>	<i>Sclerolaena intricata</i>
<i>Sclerolaena muricata</i> var. <i>muricata</i>	<i>Sclerolaena tubata</i>
<i>Solanum esuriale</i>	<i>Sporobolus caroli</i>
<i>Swainsona galegifolia</i>	<i>Tetragonia tetragonioides</i>
<i>Thyridolepis mitchelliana</i>	<i>Tribulus micrococcus</i>

2. The total species list of the community is considerably larger than that given above, with many species present at only one or two sites or in low abundance. The species composition of a site will be influenced by the size of the site, recent rainfall or drought conditions and by its disturbance (including grazing, flooding, fire and land clearing) history. The number and relative abundance of species will change with time since flooding or fire, and may also change in response to changes in grazing, water and fire regimes (including changes in fire or flood frequency, grazing intensity, etc.). At any one time, above-ground individuals of some species may be absent, but the species may be represented below ground in the soil seed banks or as dormant structures such as bulbs, corms, rhizomes, rootstocks or lignotubers. The list of species given above is of vascular plant species, the community also includes micro-organisms, fungi, cryptogamic plants and a diverse fauna, both vertebrate and invertebrate. These components of the community are poorly documented.
3. Coolibah - Black Box Woodland of the northern riverine plains in the Darling Riverine Plains and Brigalow Belt South bioregions is currently known from parts of the Local Government Areas of Brewarrina, Central Darling, Cobar, Coonamble, Moree Plains, Narrabri, and Walgett but may occur elsewhere in these bioregions. Bioregions are defined in Thackaway and Creswell (1995).
4. Coolibah - Black Box Woodland of the northern riverine plains in the Darling Riverine Plains and Brigalow Belt South bioregions is usually formed as a woodland or open woodland with a grassy groundlayer but the composition of this layer will vary depending on past grazing pressure. *Eucalyptus coolabah* (Coolibah) is typically the most common tree in this community, and it may occur with or without *Acacia stenophylla* (River Cooba), *Acacia salicina* (Cooba), *Casuarina cristata* (Belah), *Eremophila bignoniiflora* (Eurah), *Eucalyptus largiflorens* (Black Box), and *Eucalyptus populnea* subsp. *bimbil* (Bimble Box). *Eucalyptus largiflorens* (Black Box) may become the dominant tree species on parts of the central-northern riverine plains and on slightly more elevated parts of the floodplain, but is less common in the north-eastern part of the community's

distribution. *Eucalyptus populnea* subsp. *bimbil* (Bimble Box) may occur on the outer floodplain, while *Eucalyptus camaldulensis* (River Red Gum) is generally restricted to the vicinity of the stream channels. The typically sparse midstorey includes *Muehlenbeckia florulenta* (Lignum), which is most common close to the stream channels and in depressions, and *Alectryon oleifolius* subsp. *elongatus* (Rosewood), *Alstonia constricta*, *Eremophila bignoniiflora*, *Eremophila mitchellii* (Budda), *Geijera parviflora* (Wilga), and *Rhagodia spinescens*. The understorey may include *Astrelba lappacea* (Mitchell Grass), *Cyperus victoriensis* (Yelka), *Dactyloctenium radulans* (Button Grass), *Daucus glochidiatus* (Native Carrot), *Dichanthium sericeum* (Queensland Bluegrass), *Eragrostis setifolia* (Neverfail), *Paspalidium jubiflorum* (Warrego Summer Grass), *Panicum decompositum* (Native Millet), *Paspalidium distans*, *Plantago cunninghamii* (Sago-weed), *Pycnosorus globosus* (Drumsticks), *Marsilea drummondii* (Common Nardoo) plus exotic species.

5. A number of vegetation mapping studies have been conducted across the Northern Riverine Plains of NSW (Dick 1990, Peasley & Walsh 2001, Sawtell & Miller 2001, Sivertsen & Metcalfe 2001, White 2001, DeVries *et al.* 2002, Kerr *et al.* 2003). These all recognise a mapping unit containing Coolibah and Black Box on floodplains but vary in the extent that they include other dominant species such as *Eucalyptus camaldulensis* (River Red gum) and *Eucalyptus populnea* subsp. *bimbil* (Bimble Box) in the mapping unit. The most extensive mapping and detailed floristic survey of the region was by Sivertsen & Metcalfe (2001). Coolibah - Black Box Woodland of the northern riverine plains in the Darling Riverine Plains and Brigalow Belt South bioregions ecological community includes their units R3 – Coolibah Red Gum Woodlands and R10 – Open Coolibah Woodlands and also includes some vegetation mapped as R2 – Floodplain Mosaic. Coolibah - Black Box Woodland of the northern riverine plains in the Darling Riverine Plains and Brigalow Belt South bioregions ecological community forms part of the North-west Floodplain Woodlands class of Keith (2002, 2004).
6. The extent of the Coolibah - Black Box Woodland of the northern riverine plains ecological community prior to European settlement has not been mapped across its entire range. However, one estimate suggests that Coolibah and Blackbox woodland communities of the frequently flooded channels and outer floodplains of the upper Darling tributaries originally had a combined distribution in New South Wales of about 1.2-2.0 million hectares (J. S. Benson, pers. comm., 2003). One study of the Moree Plains Shire estimated that ‘Black Box-Coolabah Floodplain Woodlands’ and ‘Mixed Bimble Box and Coolabah Woodlands’, together once covered more than 800,000 ha of the Shire, mostly in the western section (White 2001). This estimate may include some Poplar Box communities, but by 2001 only 37% of the original extent was estimated to remain.
7. Coolibah - Black Box Woodland of the northern riverine plains in the Darling Riverine Plains and Brigalow Belt South bioregions have been extensively cleared and modified. Overall, more than two-thirds of the original Coolibah woodland communities of the frequently flooded channels and outer floodplains in existence at the time of European settlement is estimated to have been cleared (J. S. Benson, pers. comm., 2003). The greatest extent of change has occurred in the northern

parts of the Central Division. For example, less than 20% of the original woodland is estimated to remain on the riverine plains between Moree and Goondiwindi (J. S. Benson, pers. comm., 2003). There has also been considerable modification of the community by ringbarking and poisoning, particularly in the Western Division.

8. Land clearing continues to threaten Coolibah - Black Box Woodland of the northern riverine plains in the Darling Riverine Plains and Brigalow Belt South bioregions. A field-validated study based on analysis of aerial photographs in part of the northern riverine plains district, north-east of Walgett, calculated that annual rates of clearing varied between 0.4 and 2.4% per year for several map units dominated by Coolibah woodlands (map units R2, R3 and R10) between 1985 and 2000 (Cox *et al.* 2001). The study estimated that 12–20 per cent of the coolibah woodlands present on the Moree floodplains in 1985 were cleared over the following 15 years (Cox *et al.* 2001). The pattern of clearing across the landscape also resulted in increasing fragmentation of what was left, with over half of the remaining woodlands surviving as patches of less than 100 hectares. A recent analysis of clearing rates in the southern part of the range of the Coolibah – Black Box woodlands community indicates that substantial land clearing continued through the 1990s into the twenty-first century, despite the introduction of more stringent regulatory measures during this period (Skully 2003). Advice provided by the Department of Infrastructure, Planning and Natural Resources indicates that approvals issued for clearing of vegetation with woody plant species relevant to Coolibah - Black Box Woodland exceeded 110,000 ha in the Darling Riverine Plains and Brigalow Belt South bioregions between January 1997 and June 2003. The likelihood of continued clearing was foreshadowed in Draft Regional Vegetation Management Plans which were prepared under the *Native Vegetation Conservation Act 1996*, which proposed to allow for further clearing of this community in the order of tens of thousands of hectares in each of the Moree, Brewarrina and Walgett regions (Brewarrina Regional Vegetation Committee 2002, Moree Regional Vegetation Committee 2002, DLWC 2002). ‘Clearing of native vegetation’ is listed as a Key Threatening Process under the *Threatened Species Conservation Act 1995*.
9. In addition to the direct effects of land clearing, Coolibah - Black Box Woodland of the northern riverine plains in the Darling Riverine Plains and Brigalow Belt South bioregions continues to be threatened by fragmentation, overgrazing, weed invasion and the alteration of flood regimes. Drift of herbicides and pesticides may be a concern where remnant patches of woodland occur within an extensive matrix of cropping. Roadside vegetation, for example, may be sprayed inadvertently during aerial spraying of adjacent paddocks, resulting in exposure of bare soil and reduced species richness (J. R. Hosking, pers. comm., 2003). Overgrazing by feral and domestic herbivores, while less extensive in recent decades than in the past (Beadle 1948), may have long-lasting impacts on palatable native plant species, soil erosion, productivity and weed invasion. These impacts are exacerbated during severe droughts. Weeds are abundant in many eastern areas of Coolibah - Black Box Woodland of the northern riverine plains in the Darling Riverine Plains and Brigalow Belt South bioregions, but are generally less prevalent in western areas, such as the Culgoa River district (Dick 1990). Weed species of particular concern include *Phyla canescens* (Lippia) and *Lycium*

ferrocissimum (African boxthorn). The widespread modification of the floodplain by the construction of diversion banks, channels, levees, drains and upstream extraction of water for irrigation has seen considerable changes to seasonality, periodicity, duration, frequency, depth and pattern of flood regimes (Boulton & Brock 1999). Many remnants of this flood-dependent community may be in protracted decline, as individuals of long-lived woody species may persist for many years, but may not be replaced by new plants when they eventually die (Boulton & Brock 1999, White 2001). 'Alteration to the natural flow regimes of rivers, streams, floodplains and wetlands' is listed as a Key Threatening Process under the *Threatened Species Conservation Act 1995*.

10. A relatively small area of Coolibah - Black Box Woodland of the northern riverine plains in the Darling Riverine Plains and Brigalow Belt South bioregions is contained within existing conservation reserves, and these are primarily located in the western parts of the distribution of the community (e.g. Culgoa National Park, Paroo-Darling National Park). Protected areas in the eastern part of the distribution of this community, including the Macquarie Marshes Nature Reserve, are likely to contain only a few hundred hectares of Coolibah - Black Box Woodland of the northern riverine plains in the Darling Riverine Plains and Brigalow Belt South bioregions .
11. In view of the above the Scientific Committee is of the opinion that Coolibah - Black Box Woodland of the northern riverine plains in the Darling Riverine Plains and Brigalow Belt South bioregions is likely to become extinct in nature in New South Wales unless the circumstances and factors threatening its survival or evolutionary development cease to operate

Associate Professor PAUL ADAM
Chairperson
Scientific Committee

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- Thackaway R, Creswell ID (1995) (eds) 'An interim biogeographic regionalisation of Australia: a framework for establishing the national system of reserves.' (Australian Nature Conservation Agency: Canberra).
- White M (2001) Pre-clearing vegetation mapping of the Moree Shire. Unpublished report. NSW NPWS: Hurstville.

NSW SCIENTIFIC COMMITTEE**Notice of Preliminary Determinations
Proposed Additions to Schedules**

The Scientific Committee, established by the Threatened Species Conservation Act, has made Preliminary Determinations to support proposals to list the following in the relevant Schedules of the Act.

Endangered Species (Part 1 of Schedule 1)
Hairy-nosed Freetail Bat, *Mormopterus* 'Species 6'

Endangered Population (Part 2 of Schedule 1)
Woronora Plateau population of *Callitris endlicheri* (Parl.) Bailey, 'Black Cypress Pine'

**Notice of Preliminary Determination
Proposed Amendment to the Schedule**

The Scientific Committee, established by the Threatened Species Conservation Act, has made a Preliminary Determination to support a proposal to list the Mallee Worm-lizard *Aprasia inaurita* Kluge, 1974 as an ENDANGERED SPECIES in Part 1 of Schedule 1 of the Act, and as a consequence, to omit reference to the Mallee Worm Lizard *Aprasia inaurita* Kluge, 1974 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 25th June, 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 St, 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

OFFICIAL NOTICES

Appointments

**STATUTORY AND OTHER OFFICES
REMUNERATION ACT 1975**

Appointment

Statutory and Other Offices Remuneration Tribunal

HIS Excellency the Lieutenant Governor, with the advice of the Executive Council, and in pursuance of section 6 (2) of the Statutory and Other Offices Remuneration Act 1975, has approved the appointment of Mr G. GLEESON, A.C., as the Statutory and Other Offices Remuneration Tribunal for the period 10 May 2004 up to and including 9 May 2005.

BOB CARR, M.P.,
Premier

FERTILISERS ACT 1985

Appointment of Authorised Persons

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, pursuant to section 23 (2) of the Fertilisers Act 1985 authorise the persons named below to exercise all the functions of an inspector under the Act:

John Paul Anderson, Nicholas Osborne Annand, Kamal Habib Basta, Robert Bruce Arthur Bowman, Daryl Francis Cooper, Robert Edward Coveny, Peter Leslie Daley, Brett Roger Dalliston, Jeffery William Alexander Evans, Robert Eric Fraser, Terrence John Grant, Wayne Bruce Haigh, Emma Jane Kelly, Brett Simon Kerruish, Adrian Shannon Stinson Knobel, Eryn John Stinson Knobel, Richard Arthur Landon, Genevieve Patricia Leonard, Douglas Francis Macbeth, David Vaughan McIver, Maryanne Nolan, Wayne Stanley Norden, David Neil Patterson, Terry David Rafferty, Michael Gordon Rankmore, Peter Allan Regan, Ala Yousef Samara, Francis John Tanner, Ross Ean Taylor, Peter Lionel Treloar, Gregory John Wassell, Christopher James Wetherall, Dean Hilary Whitehead, Elizabeth Yeatman.

A person remains an authorised person while he or she is a New South Wales Government employee.

Dated this 5th day of May 2004.

IAN MACDONALD, M.L.C.,
NSW Minister for Primary Industries

NSW Fisheries

NOTICE OF RECEIPT OF APPLICATION FOR AQUACULTURE LEASE

Notification under s.163 (7) of the Fisheries Management Act 1994, and cl.33 of the Fisheries Management (Aquaculture) Regulation 2002

NSW Fisheries advises that an application has been received for an aquaculture (oyster) lease over public water land for the purposes of cultivating Sydney rock oysters:

Location is at Manning River, Parish of Oxley, County of Macquarie, Shire of Taree, for an area to be known as AL03/026 (if granted) of approximately 0.3 hectares over a portion of former oyster lease OL63/108. Application by Peter Mansfield and Trevor Mansfield of Hawks Nest, NSW. If granted the lease will be subject to standard covenants and conditions of an aquaculture lease as imposed by NSW Fisheries.

NSW Fisheries is calling for written submissions from any person supporting or objecting to the oyster lease proposal, citing reasons for the support/objecting.

NSW Fisheries is also calling for expressions of interest from persons or corporations interested in leasing the area specified above, for the purposes of aquaculture. An expression of interest must be in the form of a written response referring to lease number AL03/026, signed and dated with a return address.

Specific details of the proposed lease can be obtained, or enquiries made with NSW Fisheries, Aquaculture Administration Section, Port Stephens on (02) 4982 1232.

Objections or expressions of interest for consideration in the determination of the application must be received at the address below, within 40 days from the date of publication of this notification.

Executive Director, Aquaculture and Sustainable Fisheries, NSW Fisheries, Aquaculture Administration Section, Port Stephens Fisheries Centre, Private Bag 1, NELSON BAY, NSW, 2315

If additional expressions of interest are received, NSW Fisheries may offer the area for leasing through a competitive public tender process.

STEVE DUNN,
Director-General, NSW Fisheries

FISHERIES MANAGEMENT ACT 1994

Fisheries Management (Aquaculture) Regulation 2002
Section 177 (c) – Notice of Aquaculture Lease
Cancellation

OL66/231 within the estuary of Nambucca River, having an area of 0.2051 hectares formerly leased by Mr Howard Thew.

OL70/175 within the estuary of Nambucca River, having an area of 1.0012 hectares formerly leased by Mr Howard Thew.

OL83/148 within the estuary of Nambucca River, having an area of 0.1681 hectares formerly leased by Mr Howard Thew.

STEVE DUNN,
Director-General, NSW Fisheries

FISHERIES MANAGEMENT ACT 1994

Fisheries Management (Aquaculture) Regulation 2002
Clause 39 (4) – Notice of Aquaculture Lease Renewal

The Minister has renewed the following class 1 Aquaculture Leases:

OL86/238 within the estuary of Wallis Lake, having an area of 0.7632 hectares to Peter Warner of Nabiac, NSW, for a term of 15 years expiring on 2 July 2019.

OL86/241 within the estuary of Wallis Lake, having an area of 0.549 hectares to Peter Warner of Nabiac, NSW, for a term of 15 years expiring on 2 July 2019.

OL86/242 within the estuary of Wallis Lake, having an area of 0.4711 hectares to Peter Warner of Nabiac, NSW, for a term of 15 years expiring on 2 July 2019.

OL73/381 within the estuary of Clyde River, having an area of 0.4643 hectares to Stefanos Paschalidis of Batemans Bay, NSW, for a term of 15 years expiring on 23 July 2019.

OL88/010 within the estuary of Clyde River, having an area of 2.1471 hectares to Stefanos Paschalidis of Batemans Bay, NSW, for a term of 15 years expiring on 6 September 2018.

OL86/112 within the estuary of the Nambucca River, having an area of 0.3851 hectares to P Armstrong, P Heward, B Heward & C Heward of Sawtell, NSW, for a term of 15 years expiring on 15 December 2017.

STEVE DUNN,
Director-General, NSW Fisheries

Department of Infrastructure, Planning and Natural Resources

Infrastructure and Planning



New South Wales

Ashfield Local Environmental Plan 1985 (Amendment No 102)

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*. (S03/01951/S69)

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

Clause 1 Ashfield Local Environmental Plan 1985 (Amendment No 102)

Ashfield Local Environmental Plan 1985 (Amendment No 102)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Ashfield Local Environmental Plan 1985 (Amendment No 102)*.

2 Aims of plan

The aims of this plan are:

- (a) to permit a taxi-cab base use on the site at 3 Carlton Crescent, Summer Hill, and
- (b) to facilitate a local taxi-cab service.

3 Land to which plan applies

This plan applies to land within the local government area of Ashfield as shown edged heavy black on Sheet 1 of the map marked "Ashfield Local Environmental Plan 1985 (Amendment No 102)" deposited in the office of Ashfield Municipal Council.

4 Amendment of Ashfield Local Environmental Plan 1985

Ashfield Local Environmental Plan 1985 is amended as set out in Schedule 1.

Ashfield Local Environmental Plan 1985 (Amendment No 102)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 6 Interpretation

Insert in appropriate order in clause 6 (1):

taxi-cab base means a place where taxi-cabs are stored, serviced or repaired, and from where a fleet of taxi-cabs is managed.

[2] Clause 6 (1)

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

Ashfield Local Environmental Plan 1985 (Amendment No 102)

[3] Clause 53

Insert after clause 52:

53 Development at 3 Carlton Crescent, Summer Hill

- (1) This clause applies to land within the local government area of Ashfield as shown edged heavy black on Sheet 1 of the map marked "Ashfield Local Environmental Plan 1985 (Amendment No 102)".
- (2) Despite any other provision of this plan, the Council may grant consent to the carrying out of development on the land to which this clause applies for the purpose of a taxi-cab base.



Hawkesbury Local Environmental Plan 1989 (Amendment No 141)

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*. (P01/00283/S69 Pt 1)

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

Clause 1 Hawkesbury Local Environmental Plan 1989 (Amendment No 141)

Hawkesbury Local Environmental Plan 1989 (Amendment No 141)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Hawkesbury Local Environmental Plan 1989 (Amendment No 141)*.

2 Aims of plan

The aims of this plan are:

- (a) to manage development of land in the City of Hawkesbury so as to minimise the impacts associated with the disturbance of acid sulfate soils, and
- (b) to rezone certain land in the City of Hawkesbury to Zone No 7 (d) (Environmental Protection (Scenic)) under *Hawkesbury Local Environmental Plan 1989*.

3 Land to which plan applies

- (1) To the extent that this plan manages development of land in the City of Hawkesbury so as to minimise the impacts associated with the disturbance of acid sulfate soils, it applies to the land to which *Hawkesbury Local Environmental Plan 1989* applies.
- (2) To the extent that this plan rezones land, it applies to Lot 189, DP 751656, known as No 1003 Blaxlands Ridge Road, Blaxlands Ridge, as shown coloured light orange with red edging and lettered "7 (d)" on the map marked "Hawkesbury Local Environmental Plan 1989 (Amendment No 141)" deposited in the office of the Council of the City of Hawkesbury.

4 Relationship to other environmental planning instruments

This plan amends:

- (a) *Hawkesbury Local Environmental Plan 1989* as set out in Schedule 1, and

Hawkesbury Local Environmental Plan 1989 (Amendment No 141)

Clause 4

-
- (b) *State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Exempt and Complying Development* by inserting at the end of Schedule 1 to that Policy:

Clause 37A of *Hawkesbury Local Environmental Plan 1989*

Hawkesbury Local Environmental Plan 1989 (Amendment No 141)

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 4 (a))

[1] Clause 5 Definitions

Insert in alphabetical order in clause 5 (1):

acid sulfate soils means actual or potential acid sulfate soils, as defined in the *Acid Sulfate Soils Assessment Guidelines*.

Acid Sulfate Soils Assessment Guidelines means the *Acid Sulfate Soils Assessment Guidelines* as published by the NSW Acid Sulfate Soils Management Advisory Committee and adopted for the time being by the Director-General.

Acid Sulfate Soils Planning Map means the map marked “Acid Sulfate Soils Planning Map”.

[2] Clause 5 (1), definition of “the map”

Insert in appropriate order:

Hawkesbury Local Environmental Plan 1989 (Amendment No 141)

[3] Clause 37A

Insert after clause 37:

37A Development on land identified on Acid Sulfate Soils Planning Map

(1) Consent usually required

A person must not, without the consent of the Council, carry out works described in the following table on land of the class specified for those works, except as provided by subclause (3).

Class of land as shown on Acid Sulfate Soils Planning Map	Works
1	Any works

Hawkesbury Local Environmental Plan 1989 (Amendment No 141)

Amendments

Schedule 1

Class of land as shown on Acid Sulfate Soils Planning Map	Works
2	Works below the natural ground surface Works by which the watertable is likely to be lowered
3	Works beyond 1 metre below the natural ground surface Works by which the watertable is likely to be lowered beyond 1 metre below natural ground surface
4	Works beyond 2 metres below the natural ground surface Works by which the watertable is likely to be lowered beyond 2 metres below natural ground surface
5	Works within 500 metres of adjacent Class 1, 2, 3 or 4 land which are likely to lower the watertable below 1 metre AHD on adjacent Class 1, 2, 3 or 4 land

Hawkesbury Local Environmental Plan 1989 (Amendment No 141)

Schedule 1 Amendments

-
- (2) For the purposes of the table to subclause (1), *works* includes:
- (a) any disturbance of more than one tonne of soil (such as occurs in carrying out agriculture, the construction or maintenance of drains, extractive industries, dredging, the construction of artificial waterbodies (including canals, dams and detention basins) or foundations, or flood mitigation works), and
 - (b) any other works that are likely to lower the watertable.
- (3) **Exception following preliminary assessment**
- This clause does not require consent for the carrying out of those works if:
- (a) a copy of a preliminary assessment of the proposed works undertaken in accordance with the *Acid Sulfate Soils Assessment Guidelines* has been given to the Council, and
 - (b) the Council has also provided written advice to the proponent of the works confirming that results of the preliminary assessment indicate the proposed works need not be carried out pursuant to an acid sulfate soils management plan prepared in accordance with the *Acid Sulfate Soils Assessment Guidelines*.
- (4) **Considerations for consent authority**
- The Council must not grant a consent required by this clause unless it has considered:
- (a) the adequacy of an acid sulfate soils management plan prepared for the proposed development in accordance with the *Acid Sulfate Soils Assessment Guidelines*, and
 - (b) the likelihood of the proposed development resulting in the discharge of acid water, and
 - (c) any comments received from the Department within 21 days of the Council having sent the Department a copy of the development application and of the related acid sulfate soils management plan.

Hawkesbury Local Environmental Plan 1989 (Amendment No 141)

Amendments

Schedule 1

(5) **Public authorities not excepted**

This clause requires consent for development to be carried out even if the development is to be carried out by a council, county council or drainage union, despite the provisions of:

- (a) the *Environmental Planning and Assessment Model Provisions 1980*, as adopted by this plan, and
- (b) *State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Exempt and Complying Development*.



New South Wales

Lismore Local Environmental Plan 2000 (Amendment No 14)

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*. (G03/00028/S69)

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

Clause 1 Lismore Local Environmental Plan 2000 (Amendment No 14)

Lismore Local Environmental Plan 2000 (Amendment No 14)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Lismore Local Environmental Plan 2000 (Amendment No 14)*.

2 Aims of plan

This plan aims:

- (a) to replace existing heritage clauses and definitions in *Lismore Local Environmental Plan 2000 (the 2000 plan)* with standard heritage provisions and definitions issued by the Heritage Office, and
- (b) to add to, and correct descriptions of, properties described in the schedule of heritage items in the 2000 plan, and
- (c) to rezone certain land fronting Coraki Road, South Gundurimba, to Special Uses (Cemetery), and
- (d) to rezone certain land fronting Keen and Magellan Streets, Lismore, as intended by the making of *Lismore Local Environmental Plan 2000 (Amendment No 9)*, and
- (e) to introduce miscellaneous amendments to the 2000 plan:
 - (i) to add definitions of **recycling drop-off centre**, **storage shed** and **temporary event** and to amend the zoning table to allow or prohibit such uses in certain zones, and
 - (ii) to prohibit service stations on land within Zone No 1 (b), and
 - (iii) to amend provisions relating to subdivision and development in rural zones, caretakers' residences and subdivision of land within Zones Nos 2 (a) and 2 (v), and

Lismore Local Environmental Plan 2000 (Amendment No 14)

Clause 3

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- (iv) to remove the additional use provisions applying to certain land, being land at the south-eastern corner of the junction of Holland Street and the Bruxner Highway, and 77 and 73 Uralba Street, Lismore, and
 - (v) to effect law revision and to make minor and consequential amendments.

3 Land to which plan applies

This plan applies to all land within the City of Lismore under *Lismore Local Environmental Plan 2000*.

4 Amendment of Lismore Local Environmental Plan 2000

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

Lismore Local Environmental Plan 2000 (Amendment No 14)

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 4)

[1] Clauses 12–17C

Omit clauses 12–17. Insert instead:

12 Heritage conservation objectives

The objectives of this plan in relation to heritage are:

- (a) to conserve the environmental heritage of Lismore City, and
- (b) to conserve the heritage significance of existing significant fabric, relics, settings and views associated with the heritage significance of heritage items and heritage conservation areas, and
- (c) to ensure that archaeological sites and places of Aboriginal heritage significance are conserved, and
- (d) to allow for the protection of places which have the potential to have heritage significance but are not identified as heritage items, and
- (e) to ensure that the heritage conservation areas throughout Lismore City retain their heritage significance.

13 Protection of heritage items and heritage conservation areas

(1) When is consent required?

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

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

Lismore Local Environmental Plan 2000 (Amendment No 14)

Amendments

Schedule 1

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- (d) disturbing or excavating a place of Aboriginal heritage significance or an archaeological site while knowing, or having reasonable cause to suspect, that the disturbance or excavation will or is likely to result in a relic being discovered, exposed, moved, damaged or destroyed,
 - (e) moving the whole or a part of a heritage item,
 - (f) erecting a building on, or subdividing, land on which a heritage item is located or which is within a heritage conservation area.
- (2) **What exceptions are there?**
- Development consent is not required by this clause if:
- (a) in the opinion of the consent authority:
 - (i) the proposed development is of a minor nature or consists of maintenance of the heritage item or of a building, work, archaeological site, tree or place within a heritage conservation area, and
 - (ii) the proposed development would not adversely affect the significance of the heritage item or heritage conservation area, and
 - (b) the proponent has notified the consent authority in writing of the proposed development and the consent authority has advised the applicant in writing before any work is carried out that it is satisfied that the proposed development will comply with this subclause and that development consent is not otherwise required by this plan.
- (3) Development consent is not required by this clause for the following development in a cemetery or burial ground if there will be no disturbance to human remains, to relics in the form of grave goods or to a place of Aboriginal heritage significance:
- (a) the creation of a new grave or monument, or
 - (b) an excavation or disturbance of land for the purpose of carrying out conservation or repair of monuments or grave markers.

Lismore Local Environmental Plan 2000 (Amendment No 14)

Schedule 1 Amendments

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

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

(5) **What extra documentation is needed?**

The assessment must include consideration of a heritage impact statement that addresses at least the following issues (but is not to be limited to assessment of those issues, if the heritage significance concerned involves other issues). The consent authority may also decline to grant such a consent until it has considered a conservation management plan, if it considers the proposed development should be assessed with regard to such a plan.

(6) The minimum number of issues that must be addressed by the heritage impact statement are:

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

Lismore Local Environmental Plan 2000 (Amendment No 14)

Amendments

Schedule 1

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- (ii) the impact that the proposed development would have on the heritage significance of the heritage conservation area, and
 - (iii) the compatibility of the proposed development with nearby original buildings and the character of the heritage conservation area, taking into account the size, form, scale, orientation, setbacks, materials and detailing of the proposed development, and
 - (iv) the measures proposed to conserve the significance of the heritage conservation area and its setting, and
 - (v) whether any landscape or horticultural features would be affected by the proposed development, and
 - (vi) whether any archaeological site or potential archaeological site would be affected by the proposed development, and
 - (vii) the extent to which the carrying out of the proposed development in accordance with the consent would affect any historic subdivision pattern, and
 - (viii) the issues raised by any submission received in relation to the proposed development in response to the notification or advertising of the application.

14 Advertised development

The following development is identified as advertised development:

- (a) the demolition of a heritage item or a building, work, tree or place in a heritage conservation area,
- (b) the carrying out of any development allowed by clause 17B.

Lismore Local Environmental Plan 2000 (Amendment No 14)

Schedule 1 Amendments

15 Notice of demolition to the Heritage Council

Before granting consent for the demolition of a heritage item identified in Schedule 1 as being of State significance, the consent authority must notify the Heritage Council about the application and take into consideration any comments received in response within 28 days after the notice is sent.

16 Development affecting places or sites of known or potential Aboriginal heritage significance

Before granting consent for development that is likely to have an impact on a place of Aboriginal heritage significance or a potential place of Aboriginal heritage significance, or that will be carried out on an archaeological site of a relic that has Aboriginal heritage significance, the consent authority must:

- (a) consider a heritage impact statement explaining how the proposed development would affect the conservation of the place or site and any relic known or reasonably likely to be located at the place or site, and
- (b) except where the proposed development is integrated development, notify the local Aboriginal communities (in such way as it thinks appropriate) and the Director-General of the Department of Environment and Conservation of its intention to do so and take into consideration any comments received in response within 28 days after the relevant notice is sent.

17 Development affecting known or potential archaeological sites of relics of non-Aboriginal heritage significance

- (1) Before granting consent for development that will be carried out on an archaeological site or a potential archaeological site of a relic that has non-Aboriginal heritage significance (whether or not it is, or has the potential to be, also the site of a relic of Aboriginal heritage significance), the consent authority must:
 - (a) consider a heritage impact statement explaining how the proposed development will affect the conservation of the site and any relic known or reasonably likely to be located at the site, and

Lismore Local Environmental Plan 2000 (Amendment No 14)

Amendments

Schedule 1

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- (b) notify the Heritage Council of its intention to do so and take into consideration any comments received in response within 28 days after the notice is sent.
 - (2) This clause does not apply if the proposed development:
 - (a) does not involve disturbance of below-ground deposits and the consent authority is of the opinion that the heritage significance of any above-ground relics would not be adversely affected by the proposed development, or
 - (b) is integrated development.

17A Development in the vicinity of a heritage item

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

Lismore Local Environmental Plan 2000 (Amendment No 14)

Schedule 1 Amendments

17B Conservation incentives

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

- (a) it is satisfied that the retention of the heritage item depends on the granting of consent, and
- (b) the proposed use is in accordance with a conservation management plan which has been endorsed by the consent authority, and
- (c) the granting of consent to the proposed use would ensure that all necessary conservation work identified in the conservation management plan is carried out, and
- (d) the proposed use would not adversely affect the heritage significance of the heritage item or its setting, and
- (e) the proposed use would not adversely affect the amenity of the surrounding area otherwise than to an insignificant extent.

17C Development in heritage conservation areas

- (1) Before granting consent for the erection of a building within a heritage conservation area, the consent authority must be satisfied that the features of the proposed building will be compatible with the heritage significance of the heritage conservation area, having regard to the form of, and materials used in, buildings that contribute to the heritage significance of the heritage conservation area.
- (2) In satisfying itself about those features, the consent authority must have regard to at least the following (but is not to be limited to having regard to those features):
 - (a) the pitch and form of the roof (if any), and
 - (b) the style, size, proportion and position of the openings for windows or doors (if any), and
 - (c) the colour, texture, style, size and type of finish of the materials to be used on the exterior of the building.

[2] Clause 24 Development for the purposes of advertisements

Omit “clause 6” from clause 24 (1). Insert instead “clause 5”.

Lismore Local Environmental Plan 2000 (Amendment No 14)

Amendments

Schedule 1

[3] Clause 27 Temporary use of public land

Omit the clause.

[4] Clause 28A Development on land identified on Acid Sulfate Soil Planning Maps

Omit clause 28A (7) (c). Insert instead:

- (c) Clause 11 of *State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Exempt and Complying Development*.

[5] Clause 30 Zone No 1 (a) (General Rural Zone)

Insert in item 30.5 in alphabetical order:

- storage sheds

[6] Clause 31 Zone No 1 (b) (Agricultural Zone)

Omit from item 31.4:

- service stations

[7] Clause 31, item 31.5

Insert in alphabetical order:

- storage sheds

[8] Clause 32 Zone No 1 (c) (Rural Residential Zone)

Insert in item 32.5 in alphabetical order:

- storage sheds
- temporary events

[9] Clause 33 Zone No 1 (d) (Investigation Zone)

Insert in item 33.3 in alphabetical order:

- temporary events

[10] Clause 35 Zone No 1 (r) (Riverlands Zone)

Insert in item 35.5 in alphabetical order:

- storage sheds

Lismore Local Environmental Plan 2000 (Amendment No 14)

Schedule 1 Amendments

[11] Clause 36 Subdivision and development in rural zones

Omit clause 36 (4). Insert instead:

- (4) Despite subclause (1), consent may be granted to the subdivision of land within Zone No 1 (a), 1 (b), 1 (c), 1 (d) or 1 (r) to create a lot of any size if the consent authority is satisfied that the lot will be used for a public utility undertaking within that zone and, in the opinion of the consent authority:
- (a) the lot has a satisfactory shape and frontage for that use, and
 - (b) the lot will not cause a traffic hazard or create or tend to create further ribbon development along a road.

[12] Clause 38 Caretaker's residence

Omit "ancillary a use". Insert instead "ancillary to a use".

[13] Clause 38 (d)

Insert at the end of paragraph (c):

- , and
- (d) the land on which the caretaker's residence is to be erected satisfies the requirements of clause 37 (3) and a dwelling is permissible in accordance with the provisions of clause 37 (4).

[14] Clause 48 Zone No 2 (a) (Residential Zone)

Insert in item 48.5 in alphabetical order:

- storage sheds
- temporary events

[15] Clause 49 Zone No 2 (f) (Residential (Flood Liable) Zone)

Omit from item 49.5:

- industries (other than home industries)

[16] Clause 49, item 49.5

Insert in alphabetical order:

- industries (other than home and light industries)
- storage sheds
- temporary events

Lismore Local Environmental Plan 2000 (Amendment No 14)

Amendments

Schedule 1

[17] Clause 50 Zone No 2 (v) (Village Zone)

Insert in item 50.4 in alphabetical order:

- storage sheds

[18] Clause 51 Subdivision of land in Zones Nos 2 (a) and 2 (v)

Omit clause 51 (4). Insert instead:

- (4) Despite subclause (3) (a), consent may be granted to the subdivision of land so as to create a lot with an area of less than 400 square metres if the plan of the proposed subdivision:
- (a) contains a restriction as to user under section 88E of the *Conveyancing Act 1919* that limits the erection of a residential building on the lot (not being a lot intended to dedicate land as a public road) to such part of the lot as may be determined by the consent authority, or
 - (b) relates to subdivision, under the *Strata Schemes (Freehold Development) Act 1973* or *Strata Schemes (Leasehold Development) Act 1986*, of an existing building.

[19] Clause 58 Zone No 3 (a) (Business Zone)

Insert in item 58.5 in alphabetical order:

- storage sheds

[20] Clause 59 Zone No 3 (b) (Neighbourhood Business Zone)

Omit the matter relating to item 59.3. Insert instead:

Development not included in item 59.2, 59.4 or 59.5.

[21] Clause 59, item 59.4

Omit the matter relating to the item. Insert instead:

Development for the purpose of:

- generating works
- markets
- refreshment rooms (over 150 square metres in floor area)
- residential buildings

Lismore Local Environmental Plan 2000 (Amendment No 14)

Schedule 1 Amendments

[22] Clause 59, item 59.5

Insert in alphabetical order:

- storage sheds

[23] Clause 60 Zone No 3 (f) (Services Business (Flood Liable) Zone)

Insert in item 60.5 in alphabetical order:

- storage sheds

[24] Clause 67 Zone No 6 (a) (Recreation Zone)

Insert in item 67.3 in alphabetical order:

- temporary events

[25] Clause 68 Zone No 6 (b) (Private Recreation Zone)

Insert in item 68.3 in alphabetical order:

- recycling drop-off centres
- temporary events

[26] Schedule 1 Heritage items

Omit from the Schedule matter relating to map numbers 23, 32, 73 and 95.

Insert instead:

23	Woodlawn College	189 and 203 Woodlawn Road, North Lismore	School and grounds	20101 30097	Built item Landscape item
32	Former Lismore High School	110 Magellan Street and 152 Keen Street, Lismore	School	20018 40012 20042	Built item
73	Railway Straight Carriage Shed	18, 20 and 30 Kyogle Street, South Lismore	Shed	10023 40006	Archaeological site

Lismore Local Environmental Plan 2000 (Amendment No 14)

Amendments

Schedule 1

95	Trees	Road reserve outside 612, 622 and 632 Skyline Road, Gundurimba	Trees	30113	Landscape item
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[27] Schedule 1

Insert after map number 106:

107	Former Power Station	Lot 1, Section 1, DP 1691, 246 Union Street, South Lismore	Former Power Station	10030	Archaeological site
110	Uniting Church	1615–1615A Dunoon Road, Dunoon	Tree planting	30086	Landscape item
111	Grounds of Rainbow Power Company	7 Alternative Way, Nimbin	Grounds	30127	Landscape item
112	Nimbin Rocks	2345A Nimbin Road, Nimbin and 332 Lodge Road, Mountain Top	Views to rock formation	30012	Landscape item

Lismore Local Environmental Plan 2000 (Amendment No 14)

Schedule 1 Amendments

[28] Schedule 4 Additional development on certain land

Omit from the Schedule all the matter relating to the second and third entries, relating to land at the south-eastern corner of the junction of Holland Street and the Bruxner Highway, and to land known as 77 and 73 Uralba Street, Lismore.

[29] Schedule 5 Matters relating to environmental impact

Insert after item 7:

- 8 The likely effects of the proposed development on any Aboriginal cultural heritage or European heritage matters.

[30] Schedule 7 Definitions

Omit the definitions of *bed and breakfast establishment*, *demolition*, *dwelling-house*, *heritage conservation area*, *heritage item* and *relic*.

[31] Schedule 7

Insert in alphabetical order:

archaeological site means the site of one or more relics.

bed and breakfast establishment means a dwelling-house which:

- (a) is used by its permanent residents (including the owner) to provide short-term paid accommodation (which may include meals), and
- (b) contains no more than 5 bedrooms, at least one of which must be used by its permanent residents, and
- (c) may include ancillary buildings within the curtilage of the dwelling-house.

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

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

Lismore Local Environmental Plan 2000 (Amendment No 14)

Amendments

Schedule 1

dwelling-house means a building or buildings containing one but not more than one dwelling.

heritage conservation area means an area of land described in Schedule 2 and shown edged heavy black on the heritage conservation area map and includes buildings, works, archaeological sites, trees and places and situated on or within the land.

heritage conservation area map means the map marked “Lismore Local Environmental Plan 2000 (Amendment No 2)—Conservation Area”, as amended by the maps (or, if any sheets of maps are specified, by the specified sheets of maps) marked as follows:

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

heritage item means:

- (a) a building, work, archaeological site or place specified in an inventory of heritage items that is available at the office of the Council and the site of which is described in Schedule 1 and shown edged heavy black on the heritage item map, or
- (b) a place described as a place of Aboriginal heritage significance in the Aboriginal Heritage Information Management System maintained by the Department of Environment and Conservation.

heritage item map means the map marked “Lismore Local Environmental Plan 2000 (Amendment No 2)—Heritage Items”, as amended by the maps (or, if any sheets of maps are specified, by the specified sheets of maps) marked as follows:

Lismore Local Environmental Plan 2000 (Amendment No 14)—Sheets 32, 107, 110, 111, 112

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

Lismore Local Environmental Plan 2000 (Amendment No 14)

Schedule 1 Amendments

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

place of Aboriginal heritage significance means:

- (a) a place that has the physical remains of pre-European occupation by, or is of contemporary significance to, the Aboriginal people. It can (but need not) include items and remnants of the occupation of the land by Aboriginal people, such as burial places, engraving sites, rock art, midden deposits, scarred and sacred trees and sharpening grooves, or
- (b) a natural Aboriginal sacred site or other sacred feature. It includes natural features such as creeks or mountains of long-standing cultural significance, as well as initiation, ceremonial or story places or areas of more contemporary cultural significance.

potential archaeological site means a site:

- (a) that is specified in Schedule 1, described in that Schedule as a potential archaeological site, or
- (b) that, in the opinion of the consent authority, has the potential to be an archaeological site, even if it is not so specified.

potential place of Aboriginal heritage significance means a place:

- (a) that is specified in an inventory of heritage items available at the office of the Council and described in the inventory as a potential place of Aboriginal heritage significance, or
- (b) that, in the opinion of the consent authority, has the potential to have Aboriginal heritage significance, even if it is not so specified.

recycling drop-off centre means a building or place used for depositing second-hand or scrap packaging material (such as paper, cardboard, glass, cans and plastics) into collection containers operated by, or on behalf of, the Council for the purpose of their transfer for reprocessing or recycling.

Lismore Local Environmental Plan 2000 (Amendment No 14)

Amendments

Schedule 1

relic means:

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

storage shed means a building or place, consisting of one or more individual units, used for the storage of goods, where the goods stored or to be stored are not required for use in a shop or commercial premises on the same parcel of land or on adjoining land in the same ownership.

temporary event means the temporary use of a building or place for any purpose that is open to the general public and which:

- (a) involves the operation or use of a loudspeaker or sound amplifying device after 12 midnight, except within a building or place that is licensed as a place of public entertainment, or
- (b) requires the erection of a temporary or permanent structure greater than 60 square metres in area, or
- (c) involves the provision of overnight camping or accommodation, or
- (d) will, in the Council's opinion, have a significant impact on traffic, parking or the management of waste.

[32] Schedule 7, definition of "the map"

Insert in the appropriate order:

Lismore Local Environmental Plan 2000 (Amendment No 9)

Lismore Local Environmental Plan 2000 (Amendment No 14)—Sheet 1



Parramatta Local Environmental Plan 2001 (Amendment No 9)

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*. (P03/00464/S69)

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

Clause 1 Parramatta Local Environmental Plan 2001 (Amendment No 9)

Parramatta Local Environmental Plan 2001 (Amendment No 9)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Parramatta Local Environmental Plan 2001 (Amendment No 9)*.

2 Aims of plan

This plan aims to rezone the land to which this plan applies from the 2B Residential Zone to the 2A Residential Zone under *Parramatta Local Environmental Plan 2001*.

3 Land to which plan applies

This plan applies to Lot A, DP 420807, and known as 79 John Street, Granville, as shown coloured pink, edged red and lettered “2 (a)” on the map marked “Parramatta Local Environmental Plan 2001 (Amendment No 9)” deposited in the office of the Council of the City of Parramatta.

4 Amendment of Parramatta Local Environmental Plan 2001

Parramatta Local Environmental Plan 2001 is amended by inserting in appropriate order in the definition of *zoning map* in the Dictionary the following words:

Parramatta Local Environmental Plan 2001 (Amendment No 9)



Penrith Local Environmental Plan No 201 (Rural Lands) Amendment No 10

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*. (P03/00407/S69)

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

Clause 1 Penrith Local Environmental Plan No 201 (Rural Lands) Amendment No 10

Penrith Local Environmental Plan No 201 (Rural Lands) Amendment No 10

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Penrith Local Environmental Plan No 201 (Rural Lands) Amendment No 10*.

2 Aim of plan

The aim of this plan is to permit development for the purpose of a wholesale and retail plant nursery and produce store on certain land at Kemps Creek.

3 Land to which plan applies

This plan applies to Lot X DP 421633 Mamre Road, Kemps Creek, as shown edged by a heavy black line on the map marked “Penrith Local Environmental Plan No 201 (Rural Lands) Amendment No.10—Mamre Road, Kemps Creek” deposited in the office of the Council of the City of Penrith.

4 Amendment of Penrith Local Environmental Plan No 201 (Rural Lands)

Penrith Local Environmental Plan No 201 (Rural Lands) is amended as set out in Schedule 1.

Penrith Local Environmental Plan No 201 (Rural Lands) Amendment No 10

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 4)

Clause 42

Insert after clause 41:

42 Development of certain land at Mamre Road, Kemps Creek

- (1) This clause applies to land at Mamre Road, Kemps Creek, being land shown edged heavy black on the map marked "Penrith Local Environmental Plan No 201 (Rural Lands) Amendment No 10".
- (2) Despite any other provision of this plan, a person may, with the consent of the Council, carry out development on the land to which this clause applies for the purposes of a produce store and wholesale and retail plant nursery.
- (3) The Council must not grant consent to the carrying out of such development unless:
 - (a) the Council has taken into consideration whether the development would adversely affect the existing or future service and safety levels of roads into and out of the development site, and
 - (b) vehicular access into the development site is via the signal-equipped intersection of Mamre Road and Baker's Lane.
- (4) In this clause:

produce store means a building or place, not exceeding 650m² in gross floor area with an attached awning not exceeding 330m², that is used for the sale by retail or storage of:

 - (a) grain, or
 - (b) stock feed, or
 - (c) fertilizer, or
 - (d) veterinary medicine,

and includes any ancillary office or toilet facilities.

Penrith Local Environmental Plan No 201 (Rural Lands) Amendment No 10

Schedule 1 Amendment

wholesale and retail plant nursery means a building or place used for any one or more of the following purposes:

- (a) the growing and retail selling of plants, where the growing and propagation area does not exceed 1,600m²,
- (b) the storage of nursery items within a shade house,
- (c) the storage and retail selling of bulk landscape supplies including sand, mulch and compost, and materials such as fence rails, posts, gates, logs and firewood.



Pittwater Local Environmental Plan 1993 (Amendment No 70)

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*. (S03/02813/S69)

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

Clause 1 Pittwater Local Environmental Plan 1993 (Amendment No 70)

Pittwater Local Environmental Plan 1993 (Amendment No 70)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Pittwater Local Environmental Plan 1993 (Amendment No 70)*.

2 Aims of plan

The plan aims:

- (a) to permit the development of land for urban mixed residential purposes in accordance with the State Government's Urban Development Program, and
- (b) to enable development of land within the Warriewood Valley Urban Land Release to be implemented in stages in accordance with a planned strategy to provide adequate physical and social infrastructure, and
- (c) to provide opportunities for a range of housing types and wider housing choice, and
- (d) to enable development to be carried out in accordance with a Planning Strategy prepared for the area.

3 Land to which plan applies

This plan applies to the land within the Pittwater local government area shown edged heavy black on the map marked "Pittwater Local Environmental Plan 1993 (Amendment No 70)—Sheet 1" deposited in the office of Pittwater Council.

4 Amendment of Pittwater Local Environmental Plan 1993

Pittwater Local Environmental Plan 1993 is amended as set out in Schedule 1.

Pittwater Local Environmental Plan 1993 (Amendment No 70)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 5 interpretation

Insert at the end of the definition of *the Zoning Map* in clause 5 (1):

Pittwater Local Environmental Plan 1993 (Amendment No 70)—Sheet 2

[2] Clause 30B Development of UDP land in Warriewood Valley

Insert at the end of clause 30B (1):

Land at Warriewood within Sector 8 of the Warriewood Valley Urban Land Release shown edged heavy black on Sheet 1 of the map marked “Pittwater Local Environmental Plan 1993 (Amendment No 70)”

[3] Clause 30C Dwelling yield

Insert after the matter relating to Sector 2:

Sector 8—not more than 159 dwellings.



New South Wales

Severn 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*. (S03/00835/S69)

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

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

Severn Local Environmental Plan 2002 (Amendment No 1)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

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

2 Aim of plan

The aim of this plan is to amend the *Severn Local Environmental Plan 2002*:

- (a) to insert savings provisions providing that applications for consent to the erection of a dwelling-house may be considered, on merit, under the *Severn Local Environmental Plan 2002*, on allotments created under certain previous planning instruments on which, at the time of approval of the allotment, a dwelling was permissible with the consent of the Severn Shire Council, and
- (b) to insert a sunset clause in respect of this savings provision as it applies to certain allotments created under *Interim Development Order No 1, Shire of Severn*.

3 Land to which plan applies

This plan applies to all land to which the *Severn Local Environmental Plan 2002* applies.

4 Amendment of Severn Local Environmental Plan 2002

Severn Local Environmental Plan 2002 is amended as set out in Schedule 1.

Severn Local Environmental Plan 2002 (Amendment No 1)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 29 What controls apply to dwellings in Zone No 1 (a)?

Omit clause 29 (1) (c) (v). Insert instead:

- (v) an existing allotment that meets the requirements for an allotment to be created in accordance with clause 25, or
- (vi) an allotment created under *Interim Development Order No 1, Shire of Severn* on which, at the time of approval of the creation of the allotment, a dwelling was permissible with the consent of the Council, or
- (vii) an allotment created under *Severn Local Environmental Plan 1991* on which, at the time of approval of the creation of the allotment, a dwelling was permissible with the consent of the Council.

[2] Clause 29 (5)

Insert after clause 29 (4):

- (5) Unless permissible under other provisions of this plan, the Council shall not consent to dwellings under clause 29 (1) (c) (vi) after 31 October 2008.



Wagga Wagga Local Environmental Plan 1985 (Amendment No 54)

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*. (Q03/00085/PC)

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

Clause 1 Wagga Wagga Local Environmental Plan 1985 (Amendment No 54)

Wagga Wagga Local Environmental Plan 1985 (Amendment No 54)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Wagga Wagga Local Environmental Plan 1985 (Amendment No 54)*.

2 Aims of plan

This plan aims:

- (a) to rezone the land to which this plan applies from partly the Industrial Zone and partly the Open Space Zone to the Residential Zone under *Wagga Wagga Local Environmental Plan 1985 (the 1985 plan)*, and
- (b) to insert a provision in the 1985 plan to provide that Wagga Wagga City Council must not grant consent to a development application to carry out development on land in the vicinity of a railway line unless it has made an assessment of the effect of rail-related noise and vibration on the development, and
- (c) to effect law revision in the 1985 plan and *Wagga Wagga Rural Local Environmental Plan 1991 (the 1991 plan)*.

3 Land to which plan applies

- (1) To the extent that this plan rezones land, it applies to land situated in the City of Wagga Wagga, being Lots 3–7, DP 252812, part Lot 1, DP 709972 and part Lot 1, DP 1036707, Fernleigh Road, Wagga Wagga, as shown edged heavy black and lettered “2” on the map marked “Wagga Wagga Local Environmental Plan 1985 (Amendment No 54)” deposited in the office of the Council of the City of Wagga Wagga.
- (2) To the extent that this plan relates to development in the vicinity of a railway line, it applies to all land in the City of Wagga Wagga under the provisions of the 1985 plan.

Wagga Wagga Local Environmental Plan 1985 (Amendment No 54)

Clause 4

-
- (3) To the extent that this plan effects law revision, it applies to all land in the City of Wagga Wagga under the provisions of the 1985 plan and the 1991 plan.

4 Amendment of Wagga Wagga Local Environmental Plan 1985

Wagga Wagga Local Environmental Plan 1985 is amended as set out in Schedule 1.

5 Amendment of Wagga Wagga Rural Local Environmental Plan 1991

Wagga Wagga Rural Local Environmental Plan 1991 is amended by inserting the words “measures to prevent” after the word “postponing” in clause 1 of Schedule 1.

Wagga Wagga Local Environmental Plan 1985 (Amendment No 54)

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 4)

[1] Clause 5 Interpretation

Omit “Schedule 1” from the definition of *ecologically sustainable development* in clause 5 (1).

Insert instead “Schedule 2”.

[2] Clause 5 (1), definition of “the map”

Insert in appropriate order:

Wagga Wagga Local Environmental Plan 1985 (Amendment No 54)

[3] Clause 28

Insert after clause 27:

28 Development in the vicinity of railway lines

The council must not grant consent to a development application to carry out development on land in the vicinity of a railway line unless the council has made an assessment of the effect of rail-related noise and vibration on the development.

[4] Schedule 2 Principles of ecological sustainability

Insert “measures to prevent” after “postponing” in clause 1 of the Schedule.

Natural Resources

WATER ACT 1912

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

Jay Timothy SHEPHERDSON and Lynette Gaye SHEPHERDSON for a pump on the Goulburn River on an easement within Lot 2/1059802, Parish of Denman, County of Brisbane, for water supply for stock and domestic purposes and irrigation of 1.5 hectares (olives) (new licence – split of existing entitlement) (Reference: 20SL061285).

Iain Gavin Nairn GIDLEY-BAIRD for a pump on the Goulburn River on Lot 2/1059802, Parish of Denman, County of Brisbane, for irrigation of 4.0 hectares (olives) (new licence – split of existing entitlement) (Reference: 20SL061291).

Shane Leslie HALL and Sharon May HALL for a pump on the Goulburn River on an easement within Lot 2/1059802, Parish of Denman, County of Brisbane, for water supply for stock and domestic purposes and irrigation of 1.5 hectares (olives) (new licence – split of existing entitlement) (Reference: 20SL061292).

MUDDLE SUPERANNUATION FUND PTY LIMITED for a pump on the Goulburn River on Lot 4/1059802 and an easement within Lot 2/1059802, Parish of Denman, County of Brisbane, for irrigation of 1.5 hectares (olives) (new licence – split of existing entitlement) (Reference: 20SL061293).

ROSEMOUNT ESTATES PTY LIMITED for two pumps on the Goulburn River on Lots 9 and 45/750924, Parish of Denman, County of Brisbane, for water supply for industrial purposes (winery) and irrigation of 45.0 hectares (grapes) (replacement licence – additional purpose) (Reference: 20SL061319).

Kevin William WATTS and Valerie Lorraine WATTS for a pump on the Hunter River on part land adjacent to Lot 10/736010, Parish of Rowan, County of Durham, for water supply for stock and domestic purposes (new licence – exempt from current embargo) (Reference: 20SL061224).

Douglass Francis HOLDEN and Sharon Ann HOLDEN for a pump on the Hunter River on Lot 2/1011689, Parish of Vaux, County of Durham, for irrigation of 17.5 hectares. (lucerne/pasture) (replacement licence – permanent water transfer) (Reference: 20SL061347).

DUNBIER PASTORAL PTY LIMITED for three pumps on the Hunter River on Lot 313/838140, Parish of Denman, County of Brisbane, for water supply for farming (machinery washing) and stock purposes and irrigation of 144.0 hectares (improved pasture – replacement licence – permanent water transfers) (Reference: 20SL061349).

Michael PAVLINOVICH for a pump on the Hunter River on part Lot 8/10329, Parish of Macqueen, County of Brisbane, for water supply for stock and domestic purposes and irrigation of 8.0 hectares (improved pasture – replacement licence – permanent water transfer) (Reference: 20SL061379).

Michael Thomas BAYLEY and Bonnie Dawn BAYLEY for a pump on Glennies Creek on part road west of Lot Pt 86/752489, Parish of Shenstone, County of Durham, for water supply for stock and domestic purposes (new licence – exempt from current embargo) (Reference: 20SL061225).

Anthony James LAING and Vicki-Lee LAING for a pump on the Hunter River on part Lot 2/581655, Parish of Auckland, County of Durham, for water supply for stock and domestic purposes to the occupiers of Lots 1001, 1002 and 1003/811415 and Lots 1, 2 and 3/788342 (new licence – exempt from current embargo) (Reference: 20SL061277).

Michael LANGDON for a pump on the Hunter River on an easement within Lot 20/736075, Parish of Warkworth, County of Northumberland, for water supply for stock and domestic purposes (new licence – exempt from current embargo) (Reference: 20SL061282).

Craig Ian FLISSINGER and Catherine Anne FLISSINGER for a pump on the Hunter River on an easement within Lot 20/736075, Parish of Warkworth, County of Northumberland, for water supply for stock and domestic purposes (new licence – exempt from current embargo) (Reference: 20SL061283).

Stephen Lester GOODWORTH and Helen Maree GOODWORTH for a pump on the Hunter River on part Lot 2/784970, Parish of Belford, County of Northumberland, for water supply for stock and domestic purposes (new licence – exempt from current embargo) (Reference: 20SL061334).

Brian Joseph HOLZ, Ellen Agnes HOLZ and Maureen Ann ALSLEBEN for a pump on Glendon Brook on Lot 1440/858558, Parish of Sedgfield, County of Durham, for irrigation of 1.0 hectare (lucerne) (new licence – permanent water transfer – pumping restrictions to apply) (Reference: 20SL061340).

Sean LEECE and Elizabeth Lesley LEECE for a pump on Glennies Creek on part Lot 3/810452, Parish of Vane, County of Durham, for water supply for stock and domestic purposes (new licence – exempt from current embargo) (Reference: 20SL061345).

John Francis DIBBEN and Joy DIBBEN for a pump on Glendon Brook on Lots PT144 and PT80/752488, Parish of Sedgfield, County of Durham, for irrigation of 3.5 hectares (improved pasture) (new licence – permanent water transfer – pumping restrictions to apply) (Reference: 20SL061373).

Stewart John BRAY and Megan Anne BRAY for a pump on the Hunter River on an easement within Lot 43/819681, Parish of Woflingham, County of Durham, for water supply for stock and domestic purposes (new Licence – exempt from current embargo) (Reference: 20SL061249).

Robert George BENSON and Irene Valerie BENSON for a pump on the Hunter River on an easement within Lot 32/571623, Parish of Woflingham, County of Durham, for water supply for domestic purposes (new licence – exempt from current embargo) (Reference: 20SL061250).

Wallace Bruce KNODLER and Janice Mary KNODLER for a pump on the Hunter River on part Lot 21/813548, Parish of Branxton, County of Northumberland, for water supply for stock and domestic purposes and irrigation of 8.0 hectares (lucerne) (new licence – permanent water transfer) (Reference: 20SL061336).

Joanne LE MAITRE for a pump on the Hunter River on Lot 22/837649, Parish of Gosforth, County of Northumberland, for irrigation of 3.5 hectares (lucerne) (replacement licence – relocation of pump) (Reference: 20SL61369).

Stephen John IRWIN for a pump on Wybong Creek on

Lot 16/750940, Parish of Manobalai, County of Brisbane, for irrigation of 15 hectares and water supply for stock and domestic purposes to the occupiers of Lot 401/1004019 and Lot 402/1004019 (improved pasture) (replacement licence – addition of stock and domestic) (Reference: 20SL061368).

Jeffrey John COULTER for a pump on Sandy Creek on Part Lot 22/556032, Parish of Russell, County of Durham, for water supply for stock and domestic purposes (new licence – exempt from current embargo – flow restrictions apply) (Reference: 20SL061320).

Stephen Bruce REICHEL for a pump on the Hunter River on Part Land adjacent to Lot 10/736010, Parish of Rowan, County of Durham, for irrigation of 5 hectares (improved pasture) (new licence – permanent water transfer) (Reference: 20SL061230).

Michael James PATERSON for a pump on the Hunter River on Part Lot A/163190, Parish of Clanricard, County of Brisbane, for irrigation of 18 hectares (grape vines) (replacement licence – permanent water transfer) (Reference: 20SL061234).

Julie PULFORD for a pump on the Hunter River on Part Lot 31/587897, Parish of Russell, County of Durham, for water supply for stock and domestic purposes and irrigation of 8 hectares (improved pasture) (new licence – permanent water transfer) (Reference: 20SL061356).

DARLEY AUSTRALIA for two pumping plants on the Hunter River on Part Lot 31/587897 and Lot 303/255663, Parish of Russell, County of Durham, for irrigation of 160 hectares (improved pasture) (replacement licence – combining existing licences) (Reference: 20SL061316).

Any enquiries regarding the above should be directed to Brian McDougall on telephone number 4929 9817 or Sue Heaney on telephone number 4929 9837.

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

MARK MIGNANELLI,
Resource Access Manager,
Hunter Region.

Department of Infrastructure, Planning and
Natural Resources,
PO Box 2213, Dangar, NSW 2323.

WATER ACT, 1912

Notice Under Section 22B

Pumping Suspensions

Wollondilly River & Tributaries downstream to Rossi
Weir

THE Water Administration Corporation, pursuant to Section 22B of the Water Act, 1912, is satisfied that the quantity of water available or likely to be available in the Wollondilly River and its tributaries downstream to Rossi Weir is insufficient to meet all requirements with respect to the taking of water from that section of the river, hereby gives notice to all holders of permits, authorities and licences under Part 2 of the Water Act that from Wednesday 12th May 2004 and until further notice, the right to pump from the Wollondilly River and its tributaries downstream to Rossi Weir is **SUSPENDED**.

This suspension excludes water supply for town water supply, stock, domestic and dairy wash down purposes.

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

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

DATED, this Twelfth Day of May 2004.

MARWAN EL-CHAMY,
Resource Access Manager
SOUTH COAST REGION

WATER ACT, 1912

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

John William LLOYD for a pump on the Bemboka River on Part Road East of Lot 114 DP750203, Parish of Colombo, County of Auckland for water supply for stock and domestic purposes. (New Licence) (Ref:10SL56547) (GA2:493376) (Not subject to the Bega/Bemboka embargo).

John Thomas KEYS for a pump on Macquarie Rivulet on 1/1008971, Parish of Calderwood, County of Camden for the irrigation of 5.0 hectares (Improved Pasture)(Part Replacement Licence - transfer of 7.5 megalitres of volumetric entitlement from 10SL40229) (Not subject to the Lake Illawarra Embargo) (Ref:10SL56560) (GA2:462877)

PERISHER BLUE PTY LIMITED for 2 pumps on Pipers Creek (aqueduct) on DP756697 Part Kosciusko National Park, Parish of Guthega, County of Wallace for water supply for industrial (snow-making) purposes. (Water to be extracted directly from the Pipers Creek aqueduct) (Licence to replace Permit 10PE377) (Annual entitlement up to 750 megalitres) (Ref: 10SL56573) (GA2: 493452).

David Brian KEEGAN for a pump on the Hawkesbury River on 8/785357, Parish of Currency, County of Cook for the irrigation of 20.0 hectares (Improved Pasture)(Part Replacement Licence - transfer of 7.0 megalitres of volumetric entitlement from 10SL55627 (existing works) (Not subject to the Hawkesbury/Nepean Embargo) (Ref: 10SL56561) (GA2:462903).

Anthony David, Charles Joseph and Michael Peter MUSCAT for a pump on the Hawkesbury River on 4/718505, Parish of Wilberforce, County Cook for the irrigation of 17.0 hectares (Turf)(Part Replacement Licence - transfer of 16.0 megalitres of volumetric entitlement from 10SL22017) (existing works) (Not subject to the Hawkesbury/Nepean Embargo) (Ref:10SL56562) (GA2:462903).

Any inquiries regarding the above should be directed to the undersigned (Phone: 9895 7194).

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

WAYNE CONNERS,
Natural Resource Project Officer
Sydney/South Coast Region

Department of Infrastructure,
Planning & Natural Resources
PO Box 3720
PARRAMATTA NSW 2124

WATER ACT 1912

AN APPLICATION for a License under Section 10 of the Water Act 1912, as amended, has been received from:

SHEILA MARGARET FAULKNER for a pump on Apsley River Part of Allotments 1 and 2 of Section 18 DP 759035 Parish Walcha County Vernon for water supply for stock and domestic purposes (new license) (In lieu of previous advertisement) (Our Ref:- GRA6322190 – GA2:- 476080).

Any enquiries regarding the above should be directed to the undersigned (telephone (02) 6640 2000). Written objections specifying the grounds thereof must be lodged within 28 days of the date of this publication as prescribed by the Act.

G. LOLLBACK,
Resource Access Manager
North Coast Region
Grafton

Department of Lands

DUBBO OFFICE

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

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

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, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Land District: Warren	Reserve No. 1010188
Local Government Area: Warren Shire Council	Public Purpose: Public Recreation
Council	
Locality: Warren	
<i>Lot Sec. D.P. No. Parish County</i>	
160 41119 Umangla Ewenmar	
161 41119 Umangla Ewenmar	
Area: 2560m ²	
File Reference: DB80R30	

Notes: Reserve 93795 for girl guides notified 17 October 1980 and Reserve 93796 for boy scouts notified 17 October 1980 are revoked.

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, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Warren Shire Council	Warren Recreation (R1010188) Reserve Trust	Reserve No. 1010188 Public Purpose: Public Recreation Notified: This Day File Reference: DB81R30/1

For a term commencing this day.

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, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Warren Recreation (R1010188) Reserve Trust	Reserve No. 1010188 Public Purpose: Public Recreation Notified: This Day File Reference: DB81R30/1

REVOCATION OF RESERVATION OF CROWN LAND

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

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE 1

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Land District: Warren Local Government Area: Warren Shire Council Locality: Warren Reserve No.: 93795 Purpose: Girl Guides Notified: 17 October 1980 File Reference: DB81R30	The whole being <i>Lot Sec D.P. No. Parish County</i> 60 41119 Umangla Ewenmar of an area of 1610m ² .

SCHEDULE 2

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Land District: Warren Local Government Area: Warren Shire Council Locality: Warren Reserve No.: 93796 Purpose: Boy Scouts Notified: 17 October 1980 File Reference: DB81R31	The whole being <i>Lot Sec D.P. No. Parish County</i> 161 41119 Umangla Ewenmar of an area of 950m ² .

FAR WEST REGIONAL OFFICE
45 Wingewarra Street (PO Box 1840), Dubbo, NSW 2830
Phone: (02) 6883 3000 Fax: (02) 6883 3099

ALTERATION OF PURPOSE OF A WESTERN LANDS LEASE

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

CRAIG KNOWLES, M.P.,
 Minister for Infrastructure and Planning
 and Minister for Natural Resources

*Administrative District – Wentworth; Shire – Wentworth
 Parish – Bulubula; County – Wentworth*

The purpose of Western Lands Lease 14361, being the land contained within Folio Identifier 1/1063640 has been altered from “Pastoral” to “Cultivation” effective from 7 May 2004.

As a consequence of the alteration of purpose the conditions previously annexed to Western Lands Lease 14361 have been revoked and the following conditions have been annexed thereto.

CONDITIONS AND RESERVATIONS ATTACHED TO WESTERN LANDS LEASE 14361

- (1) In the conditions annexed to the lease, the expression “the Minister” means the Minister administering the Western Lands Act 1901, and any power, authority, duty or function conferred or imposed upon the Minister by or under those conditions may be exercised or performed either by the Minister or by such officers of the Department of Infrastructure, Planning and Natural Resources as the Minister may from time to time approve.
- (2) In these conditions and reservations the expression “the Commissioner” means the Commissioner charged with the administration of the Western Lands Act 1901 (“the Act”) in accordance with section 4(2) of the Act.
- (3) (a) For the purposes of this clause the term Lessor shall include Her Majesty the Queen Her Heirs and Successors the Minister and the agents servants employees and contractors of the Lessor Her Majesty Her Majesty’s Heirs and Successors and the Minister.
 (b) The lessee covenants with the Lessor to indemnify and keep indemnified the Lessor from and against all claims for injury loss or damage suffered by any person or body using or being in or upon the Premises or any adjoining land or premises of the Lessor arising out of the Holder’s use of the Premises and against all liabilities for costs charges and expenses incurred by the Lessor in respect of the claim of any such person or body except to the extent that any such claims and demands arise wholly from any negligence or wilful act or omission on the part of the Lessor.
- (c) The indemnity contained in this clause applies notwithstanding that this Lease authorised or required the lessee to undertake or perform the activity giving rise to any claim for injury loss or damage.
- (d) The lessee expressly agrees that the obligations of the Holder under this clause shall continue after the expiration or sooner determination of this Lease in respect of any act deed matter or thing occurring before such expiration or determination.
- (4) The rent of the lease shall be assessed in accordance with Part 6 of the Western Lands Act 1901.
- (5) The rent shall be due and payable annually in advance on 1 July in each year.
- (6) (a) “GST” means any tax on goods and/or services, including any value-added tax, broad-based consumption tax or other similar tax introduced in Australia.
 “GST law” includes any Act, order, ruling or regulation, which imposes or otherwise deals with the administration or imposition of a GST in Australia.
 (b) Notwithstanding any other provision of this Agreement:
 - (i) If a GST applies to any supply made by either party under or in connection with this Agreement, the consideration provided or to be provided for that supply will be increased by an amount equal to the GST liability properly incurred by the party making the supply.
 - (ii) If the imposition of a GST or any subsequent change in the GST law is accompanied by or undertaken in connection with the abolition of or reduction in any existing taxes, duties or statutory charges (in this clause “taxes”), the consideration payable by the recipient of the supply made under this Agreement will be reduced by the actual costs of the party making the supply that are reduced directly or indirectly as a consequence of the abolition of or reduction in taxes.
- (7) The lessee shall pay all rates and taxes assessed on or in respect of the land leased during the currency of the lease.
- (8) The lessee shall hold and use the land leased bona fide for the lessee’s own exclusive benefit and shall not transfer, convey or assign the land or any portion thereof without having first obtained the written consent of the Minister.
- (9) The lessee shall not enter into a sublease of the land leased unless the sublease specifies the purpose for which the land may be used under the sublease, and it is a purpose which is consistent with the purpose for which the land may be used under this lease.

- (10) If the lessee enters into a sublease of the land leased, the lessee must notify the Commissioner of the granting of the sublease within 28 days after it is granted.
- (11) The land leased shall be used only for the purpose of Cultivation.
- (12) The lessee shall maintain and keep in reasonable repair all improvements on the land leased during the currency of the lease and shall permit the Minister or the Commissioner or any person authorised by the Minister or the Commissioner at all times to enter upon and examine the whole or any part of the land leased and the buildings or other improvements thereon.
- (13) All minerals within the meaning of the Mining Act 1992, and all other metals, gemstones and semiprecious stones, which may be in, under or upon the land leased are reserved to the Crown and the lessee shall permit any person duly authorised in that behalf to enter upon the land leased and search, work, win and remove all or any minerals, metals, gemstones and semiprecious stones in, under or upon the land leased.
- (14) Mining operations may be carried on, upon and in the lands below the land leased and upon and in the lands adjoining the land leased and the lands below those lands and metals and minerals may be removed therefrom and the Crown and any lessee or lessees under any Mining Act or Acts shall not be subject to any proceedings by way of injunction or otherwise in respect of or be liable for any damage occasioned by the letting down, subsidence or lateral movement of the land leased or any part thereof or otherwise by reason of the following acts and matters, that is to say, by reason of the Crown or any person on behalf of the Crown or any lessee or lessees, having worked now or hereafter working any mines or having carried on or now or hereafter carrying on mining operations or having searched for, worked, won or removed or now or hereafter searching for, working, winning or removing any metals or minerals under, in or from the lands lying beneath the land leased or any part thereof, or on, in, under or from any other lands situated laterally to the land leased or any part thereof or the lands lying beneath those lands, and whether on or below the surface of those other lands and by reason of those acts and matters or in the course thereof the Crown reserves the liberty and authority for the Crown, any person on behalf of the Crown and any lessee or lessees from time to time to let down without payment of any compensation any part of the land leased or of the surface thereof.
- (15) The lessee shall comply with the provisions of the Local Government Act 1993, and of the ordinances made thereunder.
- (16) The lessee shall comply with the provisions of the Water Management Act 2000 and any regulations made in pursuance of that Act.
- (17) The lessee shall not erect or permit any person to erect any buildings or extend any existing buildings on the land leased except to the satisfaction of the Commissioner.
- (18) The lessee shall ensure that the land leased is kept in a neat and tidy condition to the satisfaction of the Commissioner and not permit refuse to accumulate on the land.
- (19) Upon termination or forfeiture of the lease the Commissioner may direct that the former lessee shall remove any structure or material from the land at his own cost and without compensation. Where such a direction has been given the former lessee shall leave the land in a clean and tidy condition free from rubbish and debris.
- (20) The lessee shall, within 1 year from the date of commencement of the lease or such further period as the Commissioner may allow, enclose the land leased, either separately or conjointly with other lands held in the same interest, with a suitable fence to the satisfaction of the Commissioner.
- (21) The lessee shall not obstruct or interfere with any reserves, roads or tracks on the land leased, or the lawful use thereof by any person.
- (22) The lessee shall erect gates on roads within the land leased when and where directed by the Commissioner for public use and shall maintain those gates together with approaches thereto in good order to the satisfaction of the Commissioner.
- (23) The right is reserved to the public of free access to, and passage along, the bank of any watercourse adjoining the land leased and the lessee shall not obstruct access or passage by any member of the public to or along the bank.
- (24) Any part of a reserve for travelling stock, camping or water supply within the land leased shall, during the whole currency of the lease, be open to the use of bona fide travellers, travelling stock, teamsters and carriers without interference or annoyance by the lessee and the lessee shall post in a conspicuous place on the reserve a notice board indicating for public information the purpose of such reserve and, in fencing the land leased, the lessee shall provide gates and other facilities for the entrance and exit of travelling stock, teamsters and others. The notice board, gates and facilities shall be erected and maintained to the satisfaction of the Commissioner. The lessee shall not overstock, wholly or in part, the areas leased within the reserve, the decision as to overstocking resting with the Commissioner.
- (25) The Crown shall not be responsible to the lessee or the lessee's successors in title for provision of access to the land leased.
- (26) The lessee shall comply with requirements of section 18DB of the Western Lands Act 1901 which provides that, except in the circumstances referred to in subsection (4) of that section, any native vegetation on the land the subject of the lease, and any part of the land that is protected land, must not be cleared except in accordance with the Native Vegetation Conservation Act 1997.
- (27) The lessee shall comply with requirements of section 18DA of the Western Lands Act 1901 which provides that except in circumstances referred to in subsection (3) of that section, cultivation of the land leased or occupied may not be carried out unless the written consent of the Department has first been obtained and any condition to which the consent is subject under sub section (6) is complied with.

- (28) Notwithstanding any other condition annexed to the lease, the lessee shall, in removing timber for the purpose of building, fencing or firewood, carefully preserve all timber, scrub, vegetative cover and any regeneration thereof (except noxious plants and those "woody weeds" specified in Clause 28(1) and parts 9 and 13 in Schedule 4 of the Regulations) on the following parts of the land leased:
- (a) between the banks of, and within strips at least 20 metres wide along each bank of, any creek or defined watercourse;
 - (b) within strips at least 30 metres wide on each side of the centre line of any depression, the sides of which have slopes in excess of 1 (vertically) in 4 (horizontally), that is, approximately 14 degrees;
 - (c) where the slopes are steeper than 1 (vertically) in 3 (horizontally), that is, approximately 18 degrees;
 - (d) within strips not less than 60 metres wide along the tops of any ranges and main ridges;
 - (e) not in contravention of section 21CA of the Soil Conservation Act 1938.
- In addition to the foregoing requirements of this condition, the lessee shall preserve on so much of the land leased as is not the subject of a clearing licence (where possible, in well distributed clumps or strips) not less than an average of 30 established trees per hectare, together with any other timber, vegetative cover or any regeneration thereof which may, from time to time, be determined by the Commissioner to be useful or necessary for soil conservation or erosion mitigation purposes or for shade and shelter.
- (29) The lessee shall not interfere with the timber on any of the land leased which is within a State forest, timber reserve or flora reserve unless authorisation has been obtained under the provisions of the Forestry Act 1916 and shall not prevent any person or persons duly authorised in that behalf from taking timber on the land leased. The lessee shall not have any property right in the timber on the land leased and shall not ringbark, kill, destroy or permit the killing or destruction of any timber unless authorised under the Forestry Act 1916 or unless a clearing licence has been issued pursuant to section 18DB of the Western Lands Act 1901, but the lessee may take such timber as the lessee may reasonably require for use on the land leased, or on any contiguous land held in the same interest, for building, fencing or firewood.
- (30) The lessee shall take all necessary steps to protect the land leased from bush fire.
- (31) The lessee shall, as the Commissioner may from time to time direct, foster and cultivate on the land leased such edible shrubs and plants as the Commissioner may consider can be advantageously and successfully cultivated.
- (32) Whenever so directed by the Commissioner, the lessee shall, on such part or parts of the land leased as shall be specified in the direction, carry out agricultural practices, or refrain from agricultural practices, of such types and for such periods as the Commissioner may in the direction specify.
- (33) The lessee shall not overstock, or permit or allow to be overstocked, the land leased and the decision of the Commissioner as to what constitutes overstocking shall be final and the lessee shall comply with any directions of the Commissioner to prevent or discontinue overstocking.
- (34) The lessee shall, if the Commissioner so directs, prevent the use by stock of any part of the land leased for such periods as the Commissioner considers necessary to permit of the natural reseedling and regeneration of vegetation and, for that purpose, the lessee shall erect within the time appointed by the Commissioner such fencing as the Commissioner may consider necessary.
- (35) The lessee shall furnish such returns and statements as the Commissioner may from time to time require on any matter connected with the land leased or any other land (whether within or outside the Western Division) in which the lessee has an interest.
- (36) The lessee shall, within such time as may be specified by the Commissioner take such steps and measures as the Commissioner shall direct to destroy vermin and such animals and weeds as may, under any Act, from time to time be declared (by declaration covering the land leased) noxious in the Gazette and shall keep the land free of such vermin and noxious animals and weeds during the currency of the lease to the satisfaction of the Commissioner.
- (37) The lessee shall not remove or permit any person to remove gravel, stone, clay, shells or other material for the purpose of sale from the land leased unless the lessee or the person is the holder of a quarry license under regulations made under the Crown Lands Act 1989 or, in respect of land in a State forest, unless the lessee or the person is the holder of a forest materials licence under the Forestry Act 1916, and has obtained the special authority of the Minister to operate on the land, but the lessee may, with the approval of the Commissioner, take from the land such gravel, stone, clay, shells or other material for building and other purposes upon the land as may be required by the lessee.
- (38) The lessee shall comply with the provisions of the Protection of the Environment Operations Act 1997, particularly in relation to disposal of tailwaters or waters which may be contaminated with fertiliser, herbicide or pesticide or similar chemicals.
- (39) The lessee shall ensure that cultivation does not interfere with any road formation within the allowable area.
- (40) The lessee shall ensure that the application of any chemicals is to be in the strict accordance with the relevant label directions.
- (41) The lessee shall undertake any fuel management and/or provision of fire trail access in accordance with fire mitigation measures to the satisfaction of the local bushfire authority.
- (42) The lessee shall ensure that cultivation and cropping do not alter the natural flooding regime and that crops are not protected by levees. The consent of the Western Lands Commissioner is required prior to the protection of any agricultural infrastructure with levee banks.

- (43) The lessee shall undertake any appropriate measures, at his/her own expense, ordered by the Commissioner to rehabilitate any degraded cultivation areas.
- (44) The lessee shall ensure that if any Aboriginal archaeological material is unearthed during the proposed works, work is to cease immediately. The lessee must consider the requirements of the National Parks and Wildlife Act 1974, with regard to Aboriginal relics. If a site is discovered the lessee must contact the Manager, Cultural Heritage Unit, National Parks and Wildlife Service.
- (45) The lessee shall plant a 15 metre wide vegetated buffer strip of interceptor trees between the development and the floodplain at the commencement of the project.
- (46) The lessee shall install test wells 20 metres either side of the buffer strip and 100 metres in from the northern and southern end. One peizometer should be installed mid way along the buffer strip on the river side.
- (47) The lessee shall monitor the test wells monthly over the irrigation season and the peizometer quarterly and provide the results to the Commissioner on an annual basis.
- (48) The lessee shall establish windbreaks at his/her own expense, as may be ordered by the Commissioner to provide adequate protection of the soil.
- (49) The lessee shall ensure that stubble is retained on the soil surface and shall not be burnt, except with the approval of the Commissioner or his delegate. Where such approval is granted and stubble burning is carried out, a 6-metre firebreak must be prepared around all the areas to be burnt.
- (50) Part of the area allowable for irrigated cultivation covers TSR 537. Suitable arrangements should be made with the Wentworth Rural Lands Protection Board prior to the commencement of any development. If suitable arrangements cannot be made with the Rural Lands Protection Board, the matter will be determined by the Commissioner.
- (51) Cultivation of the sloping country north of the Homestead should be across the slope.
- (52) The lessee shall ensure that incised drainage, other than man made structures, which carry water after storms shall be left uncultivated in the channels and for a distance of at least 20 metres on either side of the banks of the channels except when the Commissioner specifies otherwise.

ALTERATION OF PURPOSE OF A WESTERN
LANDS LEASE

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

CRAIG KNOWLES, M.P.,
Minister for Infrastructure and Planning
Minister for Natural Resources

*Administrative District – Waanaring;
Shire – Unincorporated Area and Bourke;
Parishes – Coorallie and others;
Counties – Barrona and Ularara*

The purpose of Western Lands Lease 8310, being the land contained within Folio Identifier 4131/766636 has been altered from "Grazing" to "Grazing, Farm Tourism, Recreational Hunting, Film Making and Shooting Range" effective from 12 May 2004.

Annual rental and lease conditions remain unaltered as a consequence of the change of purpose except for the addition of those special conditions published in the Government Gazette of 19 March 2004, Folios 1446-1451.

BOARD OF SURVEYING AND SPATIAL INFORMATION**Panorama Avenue (PO Box 143), Bathurst, NSW 2795****Phone: (02) 6332 8238 Fax: (02) 6332 8240****SURVEYING ACT 2002**

Registration of Surveyors

PURSUANT to the provisions of the Surveying Act 2002, Clause 10 (1) (a), the undermentioned person has been Registered as a Land Surveyor in New South Wales 1993 from the date shown.

<i>Name</i>	<i>Address</i>	<i>Effective Date</i>
PURDIE, James Brian Roxburgh	PO Box 424 Kurri Kurri NSW 2327	22 March 2004

W. A. WATKINS,
President

G. K. A. LEATHERLAND,
Registrar

SURVEYING ACT 2002

Registration of Surveyors

PURSUANT to the provisions of the Surveying Act 2002, Clause 10 (1) (b), the undermentioned persons has been Registered as a Mining Surveyors (unrestricted) in New South Wales from the dates shown.

<i>Name</i>	<i>Address</i>	<i>Effective Date</i>
COATE, Justin Jonathon	60 Wentworth Road Broken Hill NSW 2880	21 October 2003
LOOMES, Andrew James	Lot 57 Starfish Street Agnes Water QLD 4677	28 July 2003
PATTERSON, Derek	19 Phillip Street Burradoo NSW 2576	23 October 2003
PIZARRO, Jose Mauricio	36 Bill Marshall Drive Orange NSW 2000	3 October 2003
SCHOLES, Mark Paul	31 Brentwood Street Muswellbrook NSW 2333	18 March 2004
SMITH Justin James	34 Ardersier Drive Singleton NSW 2330	10 February 2004
WILLIAMS, Paul Brian	16 Monaghan Street Cobar NSW 2835	4 September 2003

W. A. WATKINS,
President

G. K. A. LEATHERLAND,
Registrar

SURVEYING ACT 2002**Restoration of Names to the Register of Surveyors**

PURSUANT to the provisions of the Surveying Act 2002, Clause 10 (1) (a), the undermentioned Land Surveyors have been restored to the Register of Surveyors.

<i>Name</i>	<i>Date of Original Registration</i>	<i>Removal Date</i>	<i>Restoration Date</i>
CONOLLY, Stephen James	9 September 1988	1 November 2003	22 March 2004
GRANT Donald Morrison	15 January 1986	13 July 2000	17 March 2004
LENTON, Geoffrey Mark	11 September 1987	1 November 2003	19 February 2004
WOOTTEN Ian Frederick	21 March 1975	1 November 2003	5 March 2004

W. A. WATKINS,
President

G. K. A. LEATHERLAND,
Registrar

SURVEYING ACT 2002**Removal of Name from the Register of Surveyors**

PURSUANT to the provisions of the Surveying Act 2002, Clause 10, the undermentioned Land Surveyor has been removed from the Register of Surveyors.

<i>Name</i>	<i>Date of Removal</i>	<i>Original Registration Date of Registration</i>
JONES, Christopher Paul	16 March 2004	14 September 1970

W. A. WATKINS,
President

G. K. A. LEATHERLAND,
Registrar

SURVEYING (PRACTICE) AMENDMENT REGULATION 2003

Certificate of Meritorious Service

PURSUANT to the provisions of Clause 4K of the Surveying (Practice) Amendment Regulation 2003, the undermentioned Land Surveyor has been awarded a Certificate of Meritorious Service in recognition of his long service and contribution to the surveying profession in New South Wales, with effect 25 March 2004.

<i>Name</i>	<i>Date of Original Registration</i>	<i>Removed from Register</i>
JONES, Christopher Paul	14 September 1970	1 July 2004

W. A. WATKINS,
President

G. K. A. LEATHERLAND,
Registrar

GRAFTON OFFICE**76 Victoria Street (Locked Bag 10), Grafton, NSW 2460****Phone: (02) 6640 2000****Fax: (02) 6640 2035****APPOINTMENT OF TRUST BOARD MEMBERS**

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

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE 1

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Jacqueline McCormick (new member)	Collins Creek Public Hall Reserve	Reserve No. 56015 Public Purpose: Public Hall Notified: 2 March 1923 File Reference: GF81R326/1

For a term commencing the date of this notice and expiring 1 August 2007.

SCHEDULE 2

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Graham John Paterson (new member) Luke Gooley (new member) David James Clift (new member) Victoria Robyn Chappell (new member)	Ruthven Public Recreation and Preservation of Native Flora Reserve Trust	Reserve No. 58065 Public Purpose: Public Recreation Preservation of Native Flora Notified: 12 June 1925 File Reference: GF81R329/2

For a term commencing the date of this notice and expiring 23 April 2007.

SCHEDULE 3

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Wendy Denise Burrows (new member) Stephen Rex Sinclair Colley (new member) Malcolm William Wallis (new member) Robert Charles Jarman (new member) John Francis Gerad Gibson (new member)	Kyogle Recreation Area (R69556) Reserve Trust	Reserve No. 69556 Public Purpose: Public Recreation Notified: 27 September 1940 File Reference: GF02 R 74/1

For a term commencing the date of this notice and expiring 13 May 2009.

APPOINTMENT OF ADMINISTRATOR TO MANAGE A RESERVE TRUST

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

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Lachlan Francis McLeod	Yamba Pilot Station (R8920) Reserve Trust	Reserve No. 8920 Public Purpose: Pilot Station Notified: 4 May 1889 File Reference: GF01R56

For a term commencing 15 May 2004 and expiring 14 November 2004.

ROADS ACT 1993**ORDER****Transfer of a Crown Road to a Council**

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

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE 1

Crown Public Road variable width, separating Lot 3 DP 535174 from the Tweed River, Parish Terranora, County Rous, at Chinderah.

SCHEDULE 2

Roads Authority: Tweed Shire Council.

GF04 H 13.

Council's reference: R1071 Pt 3.

ROADS ACT 1993**ORDER**

Transfer of a Crown Road to a Council

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

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE 1

Crown Road within Lot 31 DP 820048 and separating Lot 31 DP 820048 from Lot 41 DP 773239, parish Cudgen, County Rous, at Duranbah.

SCHEDULE 2

Roads Authority: Tweed Shire Council.

GF04 H 59.

Council's reference: N. Turnbull.

ROADS ACT 1993**ORDER**

Transfer of a Crown Road to a Council

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

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE 1

Crown road being 20.115 wide separating Lot 1 DP 301524 from Lot 59 DP 755748, parish Tyalgum, County of Rous, at Tyalgum.

SCHEDULE 2

Roads Authority: Tweed Shire Council.

GF04 H 73.

Council's reference: Hobwee Street.

ROADS ACT 1993**ORDER**

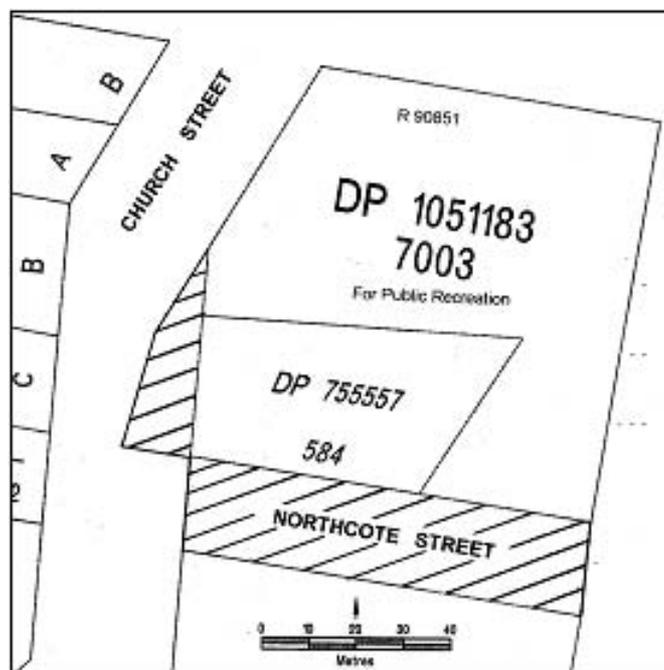
Transfer of a Crown Road to a Council

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

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE 1

Crown Public Road (in 2 parts) 30.175 wide and variable, as shown hatched on diagram below. Parish South Bellingen, County Raleigh, at Bellingen.

**SCHEDULE 2**

Roads Authority: Bellingen Shire Council

Our Reference: GF04 H 66.

Council's reference: 2003/AF – 147.ea.

MAITLAND OFFICE

Cnr Newcastle Road & Banks Street (PO Box 6), East Maitland, NSW 2323

Phone: (02) 4934 2280

Fax: (02) 4934 2252

APPOINTMENT OF TRUST BOARD MEMBERS

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

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Russell Lawrence Pontifex (new member) Public Peter Robert Callaghan (new member) Peter Joseph Comensoli (re-appointment) Edwin George Morris (re-appointment) Neil Ronald Podlich (re-appointment) Reginald John Bennett (re-appointment) Margaret Jane Pontifex (new member)	Mangrove Mountain Recreation Reserve Trust	Reserve No. 71118 Public Purpose: Public Recreation Notified: 24 December 1943 File Reference: MD96R15/1

For a term commencing the date of this notice and expiring 13 May 2009.

APPOINTMENT OF TRUST BOARD MEMBERS

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

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
The person for the time being holding the office of Executive Member, Gosford Wildlife Conservation Society (ex-officio member)	Mangrove Creek Recreation Reserve Trust	Reserve No. 37386 Public Purpose: Public Recreation Notified: 12 March 1904 File Reference: MD83R14/4

The person for the time being holding the office of President, Mangrove Mountain Pony Club Inc (ex-officio member)
Neil Ronald Podlich (re-appointment)
Reginald John Bennett (re-appointment)
Margaret Jane Pontifex (new member)
Margaret Pointer (new member)
Peter Joseph Comensoli (re-appointment)
Edwin George Morris (re-appointment)
Mark David Taylor (new member)

For a term commencing the date of this notice and expiring 13 May 2009.

PLAN OF MANAGEMENT FOR CROWN RESERVE UNDER DIVISION 6 OF PART 5 OF THE CROWN LANDS ACT 1989 AND CROWN LANDS REGULATION 2000

A draft plan of management has been prepared for the Crown land described hereunder.

Inspection of the draft plan can be made at Gosford Showground Committee Room, Gosford City Council Customer Service Building – Mann St Gosford, Gosford Library – Donnison Street, Gosford and at the Dept Lands, Cnr Newcastle Road and Banks Street, East Maitland during normal business hours.

The Draft Plan will be on exhibition from 14 May 2004 to 11 June 2004 with a further week provided for submission of comments (concluding 4.00pm, 18 June 2004). Comments on the draft plan are invited from the public and may be submitted in writing to the Manager Community Services, PO Box 6, East Maitland NSW 2323.

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

Description of land

Land District – Gosford; Council Area – Gosford City Parish – Gosford; County – Northumberland

Lots 1 and 2 of DP844516, Lots 221 and 245 of DP755227, Lot 474 of DP823121 being Dedication 570055 for Showground.

Location: Gosford.

File No: MD98 R 13.

NOWRA OFFICE
5 O'Keefe Avenue (PO Box 309), Nowra, NSW 2541
Phone: (02) 4428 6900 Fax: (02) 4428 6988

**NOTIFICATION OF CLOSING OF
ROAD**

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

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

—————
Land District—Kiama;
LGA—Kiama

Lot 1 of DP1059985 at Albion Park Rail and Lot 1 of DP1059989 at Warilla, Parish Terragong and County Camden, NA02 H 14 and NA02 H 281.

Note: On closing, the land remains vested in Shellharbour City Council as "Operational 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 Schedule hereunder are appointed, for the terms of office specified in that Column, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Jacqueline Marjorie Abbott (new member)	Alectown Recreation Reserve Trust	Reserve No. 74950 Public Purpose: Public Recreation Notified: 18 April 1952
Ronald Edward Simmons (re-appointment)		Reserve No. 20902 Public Purpose: Public Recreation Notified: 16 June 1894 File Reference: OE79R21/3
Barry Turner (re-appointment)		
Rodney Wayne Williams (re-appointment)		

For a term commencing 21 May 2004 and expiring 20 May 2009.

APPOINTMENT OF TRUST BOARD MEMBERS

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

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Jennifer Elaine Ostini (new member)	Mullion Creek Public Hall and Recreation Reserve Trust	Reserve No. 51071 Public Purpose: Public Recreation Notified: 20 October 1915
John Norman Burns (new member)		Reserve No. 57687 Public Purpose: Public Hall Notified: 19 December 1924 File Reference: OE80R82/4
Narelle Margaret Lewis (re-appointment)		
Terrence John Ostini (re-appointment)		
Sharon Anne Wilcox (re-appointment)		

For a term commencing 5 June 2004 and expiring 4 June 2009.

APPOINTMENT OF TRUST BOARD MEMBERS

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

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Bertie James Fuller (re-appointment)	Capertee Recreation Reserve Trust	Reserve No. 60012 Public Purpose: Public Recreation Notified: 30 September 1927 File Reference: OE80R95/4
Arthur Thomas Bennett (re-appointment)		
John Gerald O'Farrell (re-appointment)		

For a term commencing 5 June 2004 and expiring 4 June 2009.

APPOINTMENT OF RESERVE TRUST AS TRUSTEE OF A RESERVE

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

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Orange City Parklands Reserve Trust	Reserve No. 75467 Public Purpose: Public Recreation Notified: 21 November 1952 File Reference: OE83R135/3

**REVOCATION OF APPOINTMENT OF
RESERVE TRUST**

PURSUANT to section 92 (3) (c) of the Crown Lands Act 1989, the appointment of the reserve trust specified in Column 1 of the Schedule hereunder, as trustee of the reserve(s), or part(s) of the reserve(s), specified opposite thereto in Column 2 of the Schedule, is revoked.

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

—————
SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Cabonne Council Crown Reserves Reserve Trust	Reserve No. 75467 Public Purpose: Public Recreation Notified: 21 November 1952 File Reference: OE83 R 135/3

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

**NOTIFICATION OF VESTING OF LANDS
 UNDER THE CROWN LANDS ACT 1989**

IN pursuance of the provisions of Section 76 of the Crown Lands Act 1989, I, Tony Kelly, M.L.C., Minister Assisting the Minister for Natural Resources (Lands), do by this notification, vest the estate in fee simple of the lands described in the Schedule hereto as Community land, in the Randwick City Council subject to the reservation to the Crown of all minerals which said land contains.

This vesting shall take effect on and from the date of publication of this notification.

TONY KELLY, M.L.C.,
 Minister Assisting the Minister for
 Natural Resources (Lands).

SCHEDULE

*Land District – Metropolitan; City – Randwick
 Parish – Alexandria; County – Cumberland*

183m² comprising Lot 1496 in DP752011, located at Coogee. (R82568 for Senior Citizens' Centre notified 20 May, 1960 is hereby revoked by this notification).

Note: This replaces the notification in the Gazette of 13 February 2004 (folio 677) and erratum of 19 March 2004 (folio 1458). File No. MN98 R 37

**APPOINTMENT OF TRUST BOARD OF
 COMMONS**

PURSUANT to the provisions of the Commons Management Act 1989, the undermentioned persons were elected, as the trust board of the Common hereinafter particularised and will hold Office from 19 May 2004 until the next trust board general election.

TONY KELLY, M.L.C.,
 Minister Assisting the Minister for
 Natural Resources (Lands).

St Albans Common: Don McKillop (President), Ian Wedge (Secretary), Chris O'Grady (Treasurer), Kelvin Thompson and Jane Gregory. MN81R18/2

APPOINTMENT OF TRUST BOARD MEMBERS

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

TONY KELLY, M.L.C.,
 Minister Assisting the Minister for
 Natural Resources (Lands).

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Robert Edward CHAPMAN (re-appointment) John David GILES (re-appointment) Richard James TURNER (re-appointment) Murray John GIBBS (new member)	Darks Common (D500009) Reserve Trust	Dedication No. 500009 Public Purpose: Promotion of the Study and Conservation of Native Flora and Fauna Notified: 11 November 1983 File Ref: MN84R151/2

For a term commencing 19 July 2004 and expiring 18 July 2009.

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Rhonda Margaret HOWARD (re-appointment) William Walker CHAPMAN (re-appointment) Donald Gordon SHIRDON (re-appointment) Hubert Charles DE MARS (re-appointment) Neville John BICKERSTAFF (re-appointment) Keith William AMOS (new member)	Governor Phillip Lookout (R85716) Reserve Trust	Reserve No. 85716 Public Purpose: Public Recreation. Promotion of the Study and the Preservation of Native Flora and Fauna Notified: 25 March 1966 File Ref: MN80 R 148/3

For a term commencing 19 July 2004 and expiring 18 July 2009.

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Sally Louise WHITE (re-appointment) Frank BECKMAN (re-appointment) Allen Clarence FLITTON (re-appointment) Patricia Mary MULLINS (re-appointment) Peter Russell STOREY (re-appointment) David BECKMAN (re-appointment) Tracey POULTER (new member)	Dundundra Falls (R65042) Reserve Trust	Reserve No. 65042 Public Purpose: Public Recreation Notified: 11 January 1935 File Ref: MN80 R 291/3

For a term commencing 19 July 2004 and expiring 18 July 2009.

TAREE OFFICE**102-112 Victoria Street (PO Box 440), Taree, NSW 2430****Phone: (02) 6552 2788 Fax: (02) 6552 2816****REVOCATION OF RESERVATION OF CROWN LAND**

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

TONY KELLY, M.L.C.,
Minister Assisting the Minister for Natural
Resources (Lands)

SCHEDULE

COLUMN 1	COLUMN 2
Land District: Taree Local Government Area: Greater Taree City Council Locality: Coopernook Reserve No: 44465 Public Purpose: Public Pound Notified: 20 October 1909 File: TE80R344	The Whole being Lot 7001 DP96460 Parish: Lansdowne County: Macquarie Area: 1132m2
Land District: Port Macquarie L.G.A.: Hastings Parish: Macquarie County: Macquarie Locality: Port Macquarie Reserve No. 56146 Purpose: Reserve From Sale or Lease Generally Date of Notification: 11-May-1923 Torrens Title Identifier: 718/1066284 File No: TE 96 H178	The whole of Lot 718 DP 1066284 being 1682m ² Torrens Title Identifier: 718/1066284

DISSOLUTION OF RESERVE TRUST

PURSUANT to section 92(3) of the Crown Lands Act 1989, the reserve trust specified in Column 1 of the Schedule hereunder, which was established in respect of the reserve specified opposite thereto in Column 2 of the Schedule is dissolved.

TONY KELLY, M.L.C.,
Minister Assisting the Minister for Natural
Resources (Lands)

SCHEDULE

COLUMN 1	COLUMN 2
Hat Head Rubbish Depot Reserve (R83454) Trust	Reserve No: 83454 Public Purpose: Rubbish Depot Notified: 22 September 1961 File: TE80R348

ROADS ACT 1993**ORDER**

Transfer of Crown Public Road to a Council

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

TONY KELLY, M.L.C.,
Minister Assisting the Minister for Natural
Resources (Lands)

SCHEDULE 1

*Parish – Beranghi;
County – Macquarie;
Land District – Kempsey;
Shire – Kempsey*

Crown public road south of lot 120 DP754400.

SCHEDULE 2

Roads Authority: Kempsey Shire Council.
File: TE03H198.

WAGGA WAGGA REGIONAL OFFICE
Corner Johnston and Tarcutta Streets (PO Box 60), Wagga Wagga, NSW 2650
Phone: (02) 6937 2709 Fax: (02) 6921 1851

ERRATUM

THE following notice is published here in full and replaces the same notice on page 2462 of the *Government Gazette* of the 7 May 2004, Gazette No. 80. The notice was published incomplete.

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

THE Minister assisting the Minister for Natural Resources (Lands) has prepared a draft assessment for the Crown land described hereunder.

Inspection of this draft assessment can be made at the Wagga Wagga Office of the Department of Lands, on the corner of Johnston and Tarcutta Streets, Wagga Wagga, and the Tumbarumba Shire Council Chambers, Bridge Street, Tumbarumba, during normal business hours.

Representations are invited from the public on the draft assessment. These may be made in writing for a period of twenty eight (28) days commencing from 7 May 2004 until 4 June 2004 and should be sent to the Land Assessment Officer, Department of Lands, PO Box 60, Wagga Wagga 2650. Please quote File Number WA04 H 11.

Reason for assessment: The Land Assessment was undertaken to identify the future use of the Crown land parcel.

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

Description: Crown land at Tumbarumba comprising a total area of 1012 square metres being Lot 697 DP 755892. Parish of Tumbarumba, County of Selwyn and Local Government Area of Tumbarumba.

Roads and Traffic Authority

ROADS ACT 1993

Notice of Dedication of Land as Public Road
at South Singleton and Singleton in the Singleton 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 Singleton Shire Council area, Parish of Whittingham, County of Northumberland, shown as:

Lots 3, 4 and 5 Deposited Plan 219357;
Lots 1 and 2 Deposited Plan 449147;
Lots 7 and 8 Deposited Plan 19480;
Lots 22, 26, 27 and 28 Deposited Plan 250883;
Lot 5 Deposited Plan 614869; and
Lots 17 to 22 inclusive, Deposited Plan 260325.
(RTA Papers: 402.16)

ROADS ACT 1993

Notice of Dedication of Land as Public Road
at Moree in the Moree Plains 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 that piece or parcel of land situated in the Moree Plains Shire Council area, Parish of Moree, County of Courallie, shown as Lot 10 Deposited Plan 441050.

(RTA Papers: FPP 4M2195; RO 17/291.155)

ROADS ACT 1993

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Leases of Land at
Liverpool in the Liverpool City Council area

THE Roads and Traffic Authority of New South Wales by its delegate declares, with the approval of Her Excellency the Governor, that the interests in land described in the Schedule below are 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

A lease, as described in Memorandum 7796130 recorded at Land and Property Information NSW, of all those pieces or parcels of land situated in the Liverpool City Council area, Parish of St Luke and County of Cumberland, shown as:

Lot 1 on RTA Sketch SW0637, being part of the land in Certificate of Title A/26897; and

Lot 1 on RTA Sketch SW0638, being part of the land in Certificate of Title 736/533701.

The land is said to be in the possession of Liverpool City Council.

(RTA Papers FPP 4M240; RO 259.12386 & 259.12387)

ROADS ACT 1993

Notice of Dedication of Land as Public Road
at Waddi in the Murrumbidgee 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
Murrumbidgee Shire Council area, Parishes of
Eunenbrennan and Cararbury, County of Boyd, shown as:

Lot 1 Deposited Plan 512070; and

Lots 1 and 2 Deposited Plan 512073.

(RTA Papers: FPP 4M2199; RO 14/300.1107)

Other Notices

ASSOCIATIONS INCORPORATION ACT 1984

Transfer of Incorporation Pursuant to Section 48 (4)(a)

TAKE NOTICE that the company "Brookvale Soccer Club Ltd" formerly registered under the provisions of the *Corporations Act 2001* is now incorporated under the *Associations Incorporation Act 1984* as "Brookvale Soccer Club Incorporated" effective 10 May 2004.

LINDA FULLER,
Delegate of Commissioner
Office of Fair Trading

Dated 10 May 2004.

CONTAMINATED LAND MANAGEMENT ACT 1997

Environment Protection Authority

Declaration of remediation site

(Section 21 of the Contaminated Land Management Act 1997)

Declaration Number 21052; Area Number 3177

THE Environment Protection Authority ("EPA")* declares the following land to be a remediation site under the *Contaminated Land Management Act 1997* ("the Act"):

1. Land to which this declaration applies ("the site"):

Lots 10 and 11 in Deposited Plan 1016734, which is part of the former StateRail site located between Derbyshire Street, Moore Street West and Balmain Road in Leichhardt in the local government area of Leichhardt. A map of the site is available for inspection at the offices of the Department of the Environment and Conservation, Level 15, 59-61 Goulburn Street, Sydney, NSW.

2. Nature of the substance causing the contamination:

The EPA has found that the site (soil and groundwater) is contaminated with the following substances ("the contaminants"):

- Total petroleum hydrocarbons (TPH) in the fraction C₆-C₉, (including benzene, toluene, ethylbenzene and xylene) and, in particular, the fraction C₁₀-C₃₅.
- Polycyclic aromatic hydrocarbons (PAHs) including benzo(a)pyrene.
- Phenols.
- Metals.

3. Nature of harm that the substance may cause:

The EPA has considered the matters in section 9 of the Act and found that the site is contaminated with the contaminants listed above in such a way as to present a significant risk of harm to human health and the environment.

In particular, the EPA has found that:

1. Phase separated petroleum hydrocarbons within groundwater have been identified in the northwest and southeast of the site;
2. Groundwater contaminated with dissolved phase petroleum hydrocarbons and polycyclic aromatic hydrocarbons has migrated offsite towards Pioneer Memorial Park;

3. Groundwater contaminated with dissolved phase petroleum hydrocarbons, polycyclic aromatic hydrocarbons and phenols is present on the south-eastern boundary of the site.

Potential health risks exist for workers who may come into contact with contaminated soil and groundwater, including in any services adjacent to the site and in Pioneer Memorial Park.

There is a risk that contaminated groundwater may migrate from the site and impact on nearby sensitive receptors. Groundwater eventually discharges to Iron Cove and Rozelle Bay.

4. Further action under the Act

The making of this declaration does not prevent the carrying out of a voluntary remediation of the site and any person may submit a voluntary remediation proposal for the site to the EPA. If the proposal satisfies the requirements of section 26 of the Act, the EPA may agree not to issue a remediation order to the person or persons bringing the proposal.

5. Submissions invited

The public may make written submissions to the EPA on:

- Whether the EPA should issue a remediation order in relation to the site; or
- Any other matter concerning the site.

Submissions should be made in writing to:

Director Contaminated Sites
Department of Environment and Conservation
PO Box A290
SYDNEY SOUTH NSW 1232
or faxed to 02 9995 5930

by not later than **11 June 2004**.

CAROLYN STRANGE,
Director Contaminated Sites

Department of Environment and Conservation

Date: 11 May 2004.

NOTE:

Remediation order may follow

If remediation of the site or part of the site is required, the EPA may issue a remediation order under s.23 of the Act.

Variation/Revocation

This declaration remains in force until it is otherwise varied or revoked. A declaration may only be revoked when the EPA does not have reasonable grounds to believe that land is contaminated in such a way as to present a significant risk of harm (s.44 of the Act).

Information recorded by the EPA

S.58 of the Contaminated Land Management Act 1997 requires the EPA to maintain a public record. A copy of this remediation declaration will be included in the public record.

Information recorded by councils

S.59 of the Act requires the EPA to give a copy of this declaration to the relevant local council. The council is then required to note on its planning certificate issued pursuant to s.149 (2) of the Environmental Planning and Assessment Act that the land is currently an area covered by a declaration issued under the Act. The EPA is required to notify council as soon as practicable when the declaration is no longer in force and the notation on the s.149 (2) certificate is removed.

* **The EPA is part of the Department of Environment and Conservation**

CO-OPERATIVE HOUSING AND STARR-BOWKETT SOCIETIES ACT 1998

Transfer of Engagements and Dissolution

Greater Sydney Co-operative Housing Society

PURSUANT to the transfer of engagements of the abovementioned society to Metropolitan Homes and General Co-operative Housing Society on sixth day of May 2004, the society has been dissolved in accordance with Section 161 of the Co-operative Housing and Starr-Bowkett Societies Act 1998 effective from the date of transfer.

Dated this sixth day of May 2004.

CHRISTINE GOWLAND,
Delegate of The Registrar of
Co-Operative Housing Societies

DISTRICT COURT OF NEW SOUTH WALES

Direction

PURSUANT to section 173 of the District Court Act 1973, I direct that the District Court shall sit in its criminal jurisdiction at the place and time shown as follows:

Bathurst	10:00a.m.	29 November 2004 (3 weeks) Sitting cancelled
Albury	10.00a.m.	17 May 2004 (1 week) In lieu of 17 May 2004 (3 weeks, 2nd and 3rd cancelled)

Dated this 23rd day of April 2004.

R. O. BLANCH,
Chief Judge

DISTRICT COURT OF NEW SOUTH WALES

Direction

PURSUANT to section 32 and section 173 of the District Court Act 1973, I direct that the District Court shall sit in its civil jurisdiction and its criminal jurisdiction at all Courts and at the times that I have directed the Court sit during the financial year 2004-2005.

Dated this 27th day of April 2004.

R. O. BLANCH,
Chief Judge

DISTRICT COURT OF NEW SOUTH WALES

Direction

IN pursuance of Section 32 (3) of the District Court Act 1973 I direct that all proceedings (other than proceedings before the Registrar) in the District Court of New South Wales in relation to which the proper place is a place specified in **Column 1** hereunder shall be continued by the Court sitting at the place specified opposite that place in **Column 2** hereunder:

Column 1	Column 2
Bourke	Dubbo
Braidwood	Queanbeyan
Casino	Lismore
Cessnock	Maitland
Cobar	Dubbo
Condobolin	Orange
Cooma	Queanbeyan
Coonamble	Dubbo
Cootamundra	Wagga Wagga
Corowa	Albury
Cowra	Orange
Deniliquin	Albury
Forbes	Orange
Glen Innes	Armidale
Goulburn	Queanbeyan
Grafton	Coffs Harbour
Gundagai	Wagga Wagga
Gunnedah	Tamworth
Hay	Griffith
Inverell	Armidale
Kempsey	Port Macquarie
Leeton	Griffith
Liverpool	Sydney
Moree	Tamworth
Moruya	Bega
Moss Vale	Queanbeyan
Mudgee	Dubbo
Murwillumbah	Lismore
Muswellbrook	Maitland
Narrabri	Tamworth
Narrandera	Griffith
Nyngan	Dubbo
Parkes	Orange
Quirindi	Tamworth
Scone	Maitland
Singleton	Maitland
Tumut	Wagga Wagga
Walgett	Dubbo

DISTRICT COURT OF NEW SOUTH WALES

Direction

PURSUANT to section 32 of the District Court Act 1973, I direct that the District Court shall sit in its civil jurisdiction at the place and time shown as follows:

Goulburn	10.00 a.m.	29th November 2004 (1 week) Sitting cancelled, any District Court Civil matter listed at Goulburn for a date after 28 May 2004 is to be transferred to Queanbeyan
Nowra	10.00 a.m.	11th October 2004 (1 week) Sitting cancelled
Bega	10.00 a.m.	8th November 2004 (1 week) Sitting to be held at Batemans Bay 29 November 2004 (1 week)
Grafton	10.00 a.m.	22nd November 2004 (1 week) Sitting cancelled, any District Court Civil matter listed at Grafton for a date after 19 March 2004 is to be transferred to Coffs Harbour
Forbes	10.00 a.m.	29th November 2004 (1 week) Sitting cancelled, any District Court Civil matter listed at Forbes for a date after 12 March 2004 is to be transferred to Orange.
Goulburn	10.00 a.m.	4th April 2005 (1 week) Sitting cancelled, any District Court Civil matter listed at Goulburn for a date after 28 May 2004 is to be transferred to Queanbeyan
Grafton	10.00 a.m.	9th May 2005 (1 week) Sitting cancelled, any District Court Civil matter listed at Grafton for a date after 19 March 2004 is to be transferred to Coffs Harbour

Dated this 27th day of April 2004.

R. O. BLANCH,
Chief Judge

Wellington	Dubbo
Wentworth	Broken Hill
Wyalong	Griffith
Yass	Queanbeyan
Young	Wagga Wagga

Dated this 27th day of April 2004.

R. O. BLANCH,
Chief Judge

HOUSING ACT 2001

Notification of Compulsory Acquisition of Land

THE New South Wales Land and Housing Corporation declares, with the approval of His Excellency the Lieutenant Governor, that the land described in the Schedule below is acquired by compulsory process under the provisions of the Land Acquisition Act (Just Terms Compensation) Act 1991 for the purposes of the Housing Act 2001.

Dated at Ashfield this 1st day of April 2004.

(Sgd) TERRY BARNES,
Director General

SCHEDULE

The land shown as Lots 1,3 & 5 on the plan of land at Airds, in the Local Government Area of Campbelltown, Parish of St Peter, County of Cumberland, registered at Land and Property Information NSW as Deposited Plan 1062960.

LOCAL GOVERNMENT ACT 1993

PROCLAMATION

(L.S.) J Spigleman, Lieutenant Governor.

I, The Honourable Kames Spigelman AC, Lieutenant Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 218B of the Local Government Act 1993, do on and from 1 July 2004, hereby alter the boundaries of the Area of Cowra as described by proclamation in Government Gazette No.86 of 30 July 1999 and the Area of Blayney as described by proclamation in Government Gazette No. 210 of 11 November 2002, by taking the part of the Area of Cowra described in Schedule "A" hereto and adding it to the Area of Blayney so that the boundaries of the Area of Cowra and the Area of Blayney shall be as respectively described in Schedules "B" and "C" hereto (FF03/0184).

Signed and sealed at Sydney, this 5th day of May 2004.

By His Excellency's Command,

Hon TONY KELLY, M.L.C.,
Minister for Local Government

GOD SAVE THE QUEEN!

SCHEDULE A

Area to be transferred

Area about 19.35 hectares. Lot 1, 2 and 3, DP 1046635.

SCHEDULE B

Cowra Area (as altered)

Area about 2 191.62 square kilometres. Commencing at the confluence of the Abercrombie and Lachlan Rivers; and bounded thence by the Lachlan River downwards to the north-eastern corner of Portion 35, Parish of Cudgelong, County of Forbes; by the eastern boundary of that Portion and the generally eastern and southern boundaries of the said Parish of Cudgelong, generally southerly and westerly to the eastern boundary of Portion 136, Parish of Neila; by the generally eastern and south-eastern boundaries of that parish and the generally southern boundary of the Parish of Bang Bang, generally southerly, south-westerly and westerly to Back Creek; by that creek upwards to the south-eastern corner of southern boundary of the said Parish of Warrangong generally westerly to the south-western corner of Portion 46; by part of the western boundary of that portion northerly to the south-eastern corner of Portion 2; by a line along the southern boundary of Portions 2, 16, 50 and 49 westerly to the south-western corner of the lastmentioned portion; by the generally western boundary of the said Parish of Warrangong and the south-western boundary of the Parish of Broula, generally northerly and north-westerly to the south-eastern corner of Portion 90, Parish of Conimbla; by part of the generally south-eastern boundary of the Parish of Conimbla, generally south-westerly to the generally eastern boundary of Portion 61, Parish of Yambira, County of Montegale; by the generally north-eastern boundary of that parish generally north-westerly to the westernmost south-western corner of Portion 52, Parish of Warrumba, County of Forbes; by the generally western boundary of that portion and Portion 45 and part of the generally western boundary of Portion 44 generally northerly to the southernmost corner of Portion 18; by the western boundary of the said Portion 18 and the southern and generally eastern boundary of Portion 37, Parish of Kangaroo, northerly, easterly and generally northerly to the northernmost north-eastern corner of the latter portion; by a line northerly to the south-eastern corner of Portion 20; by the generally eastern boundary of that portion and Portion 21, generally northerly to the north-eastern corner of the latter portion; by the Warrumba Range generally northerly to the north-western corner of Portion 118; by part of the generally southern and western boundaries of Portion 89, Parish of Binda, generally westerly and northerly to a point east of the south-eastern corner of Portion 1249; by a line west to that corner; by boundaries of that portion and the northern boundary of Portion 27, northerly, westerly, southerly and again westerly to Goonigal Creek; by that creek downwards to the north-western corner of Portion 109; by part of the generally northern boundary of the said Parish of Binda, generally easterly to the Lachlan River; by the Lachlan River, Belubula River, a northern branch of the Belubula River, again Belubula River upwards to the generally south-western prolongation of the north-western boundary of Lot 1, DP 336711; by that prolongation, boundary and its north-western prolongation to the Belubula River, aforesaid; by that river upwards to its intersection with the generally eastern boundary of the Eugowra to Cowra Railway land; by that boundary generally southerly to the north-western corner of Lot 30, DP 10106; by the northern boundary and part of the easternmost boundary of that lot easterly and southerly to the southern side of McNeilly Road; by the side of that road easterly to the western side of Icely Street, Village of Canowindra; by that side of that Street southerly to the southern side of Orton Street; by a line along that

side of Orton Street easterly to the south-western side of the road from South Canowindra to Woodstock shown on plan catalogued R 1682A-1603 at the Department of Lands, Sydney; by that side of that road south-easterly to its intersection with the south-westerly prolongation of the south-eastern boundary of Lot 3, DP 4943; by a line along that boundary north-easterly to the Belubula River; by the Belubula River upwards to Limestone Creek; by that creek upwards to the northern prolongation of the western boundary of Lot 1, DP 1046635; by that prolongation and boundary, southerly, the generally southern boundaries of the former lot and Lot 2 and 3, DP 1046635, generally easterly and the eastern boundary of Lot 3, DP 1046635, and its prolongation northerly to, again, Limestone Creek; by that creek upwards to the northern boundary of Portion 351, Parish of Lucan, County of Bathurst; by part of the northern boundary of the said Portion 351 westerly to the north-western corner of that portion; by part of the generally western boundary, the southern boundary and part of the eastern boundary of the said Parish of Lucan, generally southerly, easterly and northerly to the south-eastern corner of Portion 112, Parish of Somers; by part of the generally southern and eastern boundaries of that parish, generally easterly and northerly to the north-western corner of Portion 122, Parish of Egbert; by a line along the northern boundary of that portion easterly to the south-western boundary of Portion 60; by boundaries of the said Portion 60, north-westerly, westerly and generally northerly to the northernmost north-western corner of the portion; by part of the generally western boundary and the northern boundary of the said Parish of Egbert, generally northerly and easterly to the southernmost south-eastern corner of Portion 275, Parish of Neville; and by Graingers Creek, Rocky Bridge Creek and the Abercrombie River downwards to the point of commencement.

SCHEDULE C

Blayney Area (as altered)

Area about 1 619.13 square kilometres: Commencing at the southern most southeastern corner of portion 275, Parish of Neville, County of Bathurst; and bounded thence by part of the generally southern boundary of the Parish of Neville and the generally southeastern, the generally eastern and part of the generally northern boundaries of the Parish of Three Brothers generally northeasterly, generally northerly and generally westerly to the southeastern corner of portion 120, Parish of Galbraith; by the generally eastern and part of the generally northern boundaries of the Parish of Galbraith generally northerly and generally westerly to the northwestern corner of portion 125, Parish of Galbraith; by part of the western boundary of that portion southerly to its intersection with a line along the northern boundary of portion 76; by that line westerly to the northwestern corner of that portion; by the prolongation northerly of the western boundary of that portion northerly to its intersection with a line parallel to and 174.1 metres rectangularly distant northerly from the said northern boundary of portion 76; by that line westerly to the easternmost eastern boundary of portion 139; by part of that boundary and the northernmost boundary of that portion northerly and westerly; by part of the generally eastern boundary and the generally northern boundary of the Parish of Torrens generally northerly and generally westerly to the northeastern corner of portion 2, Parish of Graham; by part of the generally northern boundary of the Parish of Graham generally westerly to its intersection with a line along the western boundary

of portions 122 and 123, Parish of Colville; by that line northerly to the westernmost northwestern corner of the said portion 123; by a line northwesterly to the easternmost southeastern corner of lot 1, Deposited Plan 508090; by a line along the eastern boundary of that lot northerly to the generally southwestern boundary of portion 113; by part of that boundary and the generally southwestern boundary of portion 171 generally northwesterly to the westernmost southwestern corner of the said portion 171; by a line northwesterly to the southeastern corner of portion 181, Parish of Shadforth; by the southwestern boundary of that portion, the generally southern boundary of portion 222 and the southern boundary of portions 159 and 69 northwesterly and generally westerly to the southwestern corner of the said portion 69; by a line southerly to the northernmost corner of lot 2, Deposited Plan 251991; by the generally northeastern boundary of that lot generally southeasterly to the easternmost corner of that lot: by the northernmost southwestern boundary of lot 3, the southwestern boundary of lot 4 and the southernmost southwestern boundary of the said lot 3 generally southeasterly to the western boundary of portion 154; by part of that boundary and part of the western boundary of portion 153 southerly to the generally northwestern side of the road in plan catalogued R339A 1603; by that side of that road and by boundaries of portion 178 generally southwesterly, northerly, westerly and again northerly to its intersection with a line along the northernmost northern boundary of the land comprised in Certificates of Title, volume 6273, folios 133 and 166; by that line westerly to the generally eastern boundary of portion 169; by part of that boundary and the generally eastern, the southern and part of the western boundary of portion 170 generally southerly, westerly and northerly to the southeastern corner of portion 151; by the southern boundary of that portion westerly to the eastern boundary of portion 152; by part of that boundary, the southern boundary of that portion and a line along the southernmost southern boundary of portion 79 southerly and westerly to the southwestern corner of the said portion 79; by a line southwesterly to the easternmost corner of portion 86; by part of the said generally northern boundary and part of the generally southwestern boundary of the Parish of Graham generally westerly and generally southerly to the southernmost corner of portion 287, Parish of Huntley; by the generally southern boundary of the Parish of Huntley generally westerly to the easternmost southeastern corner of portion 140, Parish of Beneree; by boundaries of that portion westerly, southerly and again westerly to Black Springs Creek; by that creek downwards to the southern prolongation of the west most eastern boundary of Lot 1, DP 874336, Parish of Waldegrave; by the boundary generally northerly and south-westerly, to Black Springs Creek, aforesaid; by that creek and Flyers Creek downwards to the northeastern corner of portion 42, Parish of Waldegrave; by the northern boundary of that portion and portion 41, the southernmost southern boundary of portion 37 and the southern boundary of portion 38 westerly to the southernmost eastern boundary of portion 28; by part of that boundary, the southernmost southern boundary of that portion and the southern boundary of portion 162 southerly and westerly to Cadiangullong Creek; by that creek upwards to the northeastern corner of portion 149, Parish of Clarendon; by the northern and part of the western boundaries of that portion and the northern and part of the western boundaries of portion 153 westerly, southerly, again westerly and again southerly to the northeastern corner of portion 68; by the generally northern boundary of that portion and the northern boundary of portion

67 generally westerly to the eastern boundary of portion 31; by part of that boundary and the northern boundary of that portion northerly and westerly to Panuara Rivulet or Four Mile Creek; by that creek downwards to the Belubula River; by that river upwards to Limestone Creek; by that creek upwards to the northern prolongation of the western boundary of Lot 1, DP 1046635; by that prolongation and boundary, southerly, the generally southern boundaries of the former lot and Lot 2 and 3, DP 1046635, generally easterly and the eastern boundary of Lot 3, DP 1046635, and its prolongation northerly to, again; Limestone Creek; by that creek upwards to the northern boundary of portion 351, parish of Lucan; by part of the generally southwestern, the generally southern and part of the generally eastern boundaries of the Parish of Lucan generally southeasterly, generally easterly and generally northerly to the southeastern corner of portion 112, Parish of Somers; by part of the generally southern and part of the generally southeastern boundaries of the Parish of Somers generally easterly and generally northeasterly to the northwestern corner of portion 122, Parish of Egbert; by a line along the northern boundary of that portion easterly to the southernmost southwestern boundary of portion 139; by part of that boundary and the southernmost southern boundary of that portion northwesterly and westerly; and by part of the generally western and the generally northern boundaries of the Parish of Egbert generally northerly and generally easterly to the point of commencement.

LOCAL GOVERNMENT ACT 1993

Clarence Valley and Coffs Harbour Regional Water Supply

Vesting of easements in Clarence Valley Council

THE Minister for Energy and Utilities of the State of New South Wales, declares that the easements described in the Schedule hereto, which were acquired for the purpose of the Clarence Valley and Coffs Harbour Regional Water Supply - W686 Scheme, are vested in Clarence Valley Council.

FRANK ERNEST SARTOR, M.P.,
Minister for Energy and Utilities

SCHEDULE

INTEREST IN LAND

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

Deposited Plan 1052951 (SB55414) as:

‘(A) PROPOSED EASEMENT FOR WATER PIPELINE
7 WIDE AND VARIABLE WIDTH ‘ within Lot 55 in
Deposited Plan 752810

Deposited Plan 1052956 (SB55422) as:

‘(A) PROPOSED EASEMENT FOR WATER PIPELINE
7 WIDE AND VARIABLE WIDTH’ within Lot 1453
in Deposited Plan 716571, Lot 1452 in Deposited Plan
716571 and Lot 1451 in Deposited Plan 716571

Deposited Plan 1052961 (SB55423) as:

‘(A) PROPOSED EASEMENT FOR WATER PIPELINE
7 WIDE AND VARIABLE WIDTH’ within Lot 40
Deposited Plan 752829, Lot 59 Deposited Plan 752829
and Lot 54 Deposited Plan 752829

Deposited Plan 1052963 (SB55425) as:

‘(A) PROPOSED EASEMENT FOR WATER PIPELINE
7 WIDE AND VARIABLE WIDTH’ within Lot 2 in
Deposited Plan 875442

DoC Reference 224.

NATIONAL PARKS AND WILDLIFE ACT 1974

Notice of Reservation of National Park

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, reserve the land described in the Schedule below, as part of **Morton National Park**, under the provisions of section 30A(1) of the National Parks and Wildlife Act 1974.

Signed and sealed at Sydney this 14th day of January 2004.

MARIE BASHIR,
GOVERNOR

By Her Excellency’s Command,

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

GOD SAVE THE QUEEN!

SCHEDULE

Land District — Nowra;
LGA — Shoalhaven

County St. Vincent, Parish Borimbadal, Tallowal and Touga 48.54 hectares, being lot 1 DP 755960, lot 16 DP 755910 and lot 80 DP 755966. NPWSF/3937.

Land District — Goulburn;
LGA — Mulwaree

County Argyle, Parish Inverary, about 17 hectares, being lot 110 DP 750020 and the bed of Washedaway Creek separating lot 110 from Morton National Park. NPWSF/4104.

NATIONAL PARKS AND WILDLIFE ACT 1974

Notice of Reservation of National Park

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, reserve the land described in the Schedule below, as part of **Wadbilliga National Park**, under the provisions of section 30A(1) of the National Parks and Wildlife Act 1974.

Signed and sealed at Sydney this 14th day of January 2004.

MARIE BASHIR,
Governor

By Her Excellency’s Command,

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

GOD SAVE THE QUEEN!

SCHEDULE

Land District — Moruya;
LGA — Bega Valley

County Dampier, Parish Wadbilliga and Wadbilliga West, about 529.2 hectares, being Lots 4, 5, 10 and 20 DP 752160, Lots 4 and 8 DP 752161 and the Crown Public Road within Lot 8 DP 752161 ;NPWS A/ 6615 and A/6566.

NATIONAL PARKS AND WILDLIFE ACT 1974

Notice of Reservation of Nature Reserve

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, reserve the land described in the Schedule below, as part of **Koorawatha Nature Reserve**, under the provisions of section 30A(1) of the National Parks and Wildlife Act 1974.

Signed and sealed at Sydney this 14th day of January 2004.

MARIE BASHIR,
GOVERNOR

By Her Excellency's Command,

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

GOD SAVE THE QUEEN!

SCHEDULE

Land District — Young;
LGA — Young

County Monteagle, Parish Illunie, 97.73 hectares, being lots 62,63 and 78 DP 754593; NPWS A/6910.

part of the Coastal Zone to which this Regulation applies. The objective of the Regulation is to ensure that development does not adversely affect, or is adversely affected by, coastline processes within the offshore marine waters of the coastal zone. The proposed Regulation will apply to such part of the Coastal Zone as is below mean high water mark, excluding any estuary.

The Regulation:

- (a) prohibits the carrying out of development on any other part of the Coastal Zone to which the Regulation applies except with the concurrence of the Minister for Natural Resources; and
- (b) prohibits public authorities from granting any right or consent to the use or occupation of, or the carrying out of any development on, any such part of the coastal zone except with the consent of the Minister.

Copies of the draft Regulation and Regulatory Impact Statement may be obtained from Phil Watson, PO Box 2185, Dangar NSW 2309, phone 02 4960 5067, fax 02 4960 5055, e-mail Phil.Watson@dipnr.nsw.gov.au or the website www.dipnr.nsw.gov.au.

Comments or submissions are invited and should be sent to the contact officer by 4 June 2004 at the above e-mail or postal address.

SUBORDINATE LEGISLATION ACT 1989

Zoological Parks Board of New South Wales

Zoological Parks Act 1973 and Regulation, 2004

A new Regulation is proposed regarding the activities of people visiting Taronga Zoo, Mosman and Western Plains Zoo, Dubbo and all facilities administered by the Board. The new Regulation will replace the current Regulation.

The proposed Regulation and Regulatory Impact Statement are available from: Ross McGhee, Executive Assistant, Taronga Zoo, Bradley's Head Road, Mosman, 2088, telephone (02) 9969 2777, fax (02) 9969 7515 and Jenny Bartley, Office Supervisor, Western Plains Zoo, Obley Road, Dubbo, telephone (02) 6882 5888, fax (02) 6884 1722.

Comments and submissions on the new Regulation are welcomed and must be received at Taronga Zoo no later than 11 June 2004. Envelopes or facsimile messages should be clearly marked 'Regulation Submission'.

SUBORDINATE LEGISLATION ACT 1989

Department of Infrastructure, Planning and Natural Resources

Coastal Protection Regulation 2004

NOTICE is given under the *Subordinate Legislation Act 1989* of the intention to remake a Regulation under the *Coastal Protection Act 1979*. The proposed Regulation modifies the 1994 Regulation to reflect amendments to the *Coastal Protection Act 1979* made by the *Coastal Protection Amendment Bill 2002*, and to more specifically refer to that

SAFER COMMUNITY COMPACT

Order

I, the Honourable Bob Debus Attorney General of the State of New South Wales, in pursuance of section 39 (1) of the *Children (Protection and Parental Responsibility) Act 1997*, do, by this my Order, approve the Sutherland Crime Prevention Plan, incorporating the Menai Together Plan, as a Safer Community Compact for the purposes of Division 3 of Part 4 of that Act.

This Order takes effect on 11 May 2004 and remains in force until 10 May 2005.

Signed at Sydney, this 3 day of May 2004.

BOB DEBUS,
Attorney General

SPORTING INJURIES COMMITTEE

SYDNEY, 5th May, 2004

SPORTING INJURIES INSURANCE ACT 1978

Order of Declaration under Section 5

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

Hunter Academy of Sport

to be a sporting organisation, for the purposes of the provisions of the Act, in respect of the activity of Water Polo.

IAN EATHER,
A/Chairperson

Date: 28th April, 2004.

SPORTING INJURIES COMMITTEE

SYDNEY, 5th May, 2004

SPORTING INJURIES INSURANCE ACT 1978

Order of Declaration under Section 5

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

Cliftonville Ski Club

to be a sporting organisation, for the purposes of the provisions of the Act, in respect of the activity of Water Skiing.

IAN EATHER,
A/Chairperson

Date: 5th May, 2004.

SPORTING INJURIES COMMITTEE

SYDNEY, 5th May, 2004

SPORTING INJURIES INSURANCE ACT 1978

Order of Declaration under Section 5

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

Leeton Pony Club Inc

to be a sporting organisation, for the purposes of the provisions of the Act, in respect of the activity of Pony Riding.

IAN EATHER,
A/Chairperson

Date: 5th May, 2004.

SPORTING INJURIES COMMITTEE

SYDNEY, 5th May, 2004

SPORTING INJURIES INSURANCE ACT 1978

Order of Declaration under Section 5

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

Coffs Harbour Ice Hockey Club

to be a sporting organisation, for the purposes of the provisions of the Act, in respect of the activity of Ice Hockey.

IAN EATHER,
A/Chairperson

Date: 5th May, 2004.

SPORTING INJURIES COMMITTEE

SYDNEY, 5th May, 2004

SPORTING INJURIES INSURANCE ACT 1978

Order of Declaration under Section 5

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

Hepcat Rockers Dance Studio

to be a sporting organisation, for the purposes of the provisions of the Act, in respect of the activity of Dance.

IAN EATHER,
A/Chairperson

Date: 5th May, 2004.

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

GWYDIR SHIRE COUNCIL

Local Government Act, 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land at Bingara in the Gwydir Shire Council area.

Gwydir Shire Council by its delegate Max Eastcott declares with the approval of Her Excellency the Governor, that the Land described in the Schedule below (excluding mines and deposits of minerals within the land) is acquired by compulsory process within the provisions of the Land Acquisition (Just Terms Compensation) Act 1991. MAX EASTCOTT, General Manager, Gwydir Shire Council.

SCHEDULE

All that piece or parcel of land situate in the town of Bingara Parish of Bingara County of Murchison known as folio identifiers 1/5/758111, 2/5/758111, 3/5/758111, 4/5/757111, 6/5/758111, 7/5/758111, 8/5/758111, 9/5/758111, 10/5/758111, 6/12/758111, 7/12/758111, 8/12/758111, 9/12/758111, 10/12/758111, 1/23/758111, 9/23/758111, 10/23/758111, 11/23/758111.

[0304]

INVERELL SHIRE COUNCIL

Roads Act 1993

Naming of Roads

IN accordance with Section 162 of the Roads Act 1993, it is notified that there being no objections received, the Council has adopted the names of:

New Name	Location
Airlie Brake Lane	Starts from Ashford Road and ends at "Avon Lea"
Anderson Lane	Off Oakwood Byron Road north to Lot 35 DP 750082
Apple Tree Flat Road	Off Bonshaw Road west to Severn River
Ardroy Road	Off Gwydir Highway near "Trevallyn", Delungra
Arrawatta Road	From Macintyre River north to Dintonvale Road
Upper Severn River Road	From SR 48 south to SR 46
Ashford Cemetery Road	From Ashford to Ashford Cemetery
Asimus Road	From Ashford Road east to "Greenways"
Baltimore Loop Road	From SR 25 in a westerly loop
Dintonvale Road	From Ashford Road west to Bannockburn
Bannockburn Cemetery Road	From Bannockburn east to Bannockburn Cemetery
Bayliss Road	Off Nullamanna Rd south to "Langdean"
Beaumont Road	From SR 50 to Severn River
Mandoe Road	Off SR 23 north to "Bedwell Downs"
Benekes Lane	Off Gwydir Highway, Little Plain north to "Banool"
Billabong Road	Off Woodstock Road north west to "Billabong"
Blakes Lane	From Loves Lane, Elsmore west to Cemetery

<i>Milkomi Road</i>	North Star Road south to Blue Nobby Road
Bolands Lane	Off Brosnans Lane heading north west.
<i>Bonshaw Weir Road</i>	From Bruxner Highway to Dumaresq River
Bonvale Road	From Old Bundarra Road to Bundarra Road
<i>Texas Road</i>	From Bruxner Highway to Texas bridge
<i>Pindaroi Road</i>	From Ashford Road to Nullamanna Road
<i>The Pocket Road</i>	From SR 50 east to SR 85 (Pindari Dam Road)
Burleys Lane	Off Gwydir Highway, Delungra north to Lot 335
Burmah Road	Off Yetman Road west to "Burmah"
Burts Lane	From SR 120 to SR 118
Byron Lane	From Ashford Road to Arrawatta Road
Campbells Road	From Bonshaw Road north to Bruxner Highway
Carl Tomes Lane	West off Tomes Lane
Coalmine Road	North off Bonshaw Road to Severn River
Coles Lane	North from Delungra to "Nordale"
Craddock Road	West off SR 39 Ottley Creek Road, Graman
Croye Road	Off Kingsplains Road north to "Croye"
Cunningham Weir Road	North off SR 10
Cutlers Lane	North off SR 136 Dintonvale Road
<i>Delungra Road</i>	From Delungra to Yetman Rd, Graman
<i>Mount Russell Road</i>	Off Gwydir Hwy, Delungra north east to Mount Russell
Delungra Bypass Road	From Gwydir Hwy, Delungra west to Bingara Road
<i>Dog Trap Lane</i>	Off Fernhill road south west to Lot 2 DP 833634
Dodds Lane	South of Gwydir Highway to Elsmore Road
Dunmallard Lane	South off Fernhill Road to "Windsong"
Faulkners Lane	East off Cherry Tree Hill Road SR 128 to "Mywurley"
Fernhill Road	From Yetman Road to Gwydir Highway
Fullers Lane	From Fernhill Road to Yetman Road
Gillespies Lane	Off Yetman Road running east to "Elkedra"
Glenburnie Road	Off SR 110 north east to "Glenburnie"
Glengowrie Road	From SR 85 Pindari Road to Glengowrie
Goberts Road	From Coalmine Road to SR 33 Limestone Rd
<i>Lecoin Road</i>	From Glenesk Road west to Gragin Road
<i>Graman Road</i>	From Graman east to Ashford
Halls Lane	Off Goomerah Lane heading north to "Glenara"
Heather Brae Lane	West from Kings Plain Road to "Heather Brae"
<i>Roselea Road</i>	North from SR 118 Oakwood Rd to "Roselea"
Hills Lane	North from SR 125 Mahers Road to SR 110 Rob Roy Rd
Hillview Road	East off Bonshaw Road to "Hillview"
Hoskins Road	From SR 27 Atholwood Rd south to "Rosewood"
Hottes Road	East off Warialda Road to SR 23
Jindalee Road	North off Kings Plains Roads to Kings Plains National Park
Kerri Road	South east off Copeton dam Road to "Kerri"

Lamonts Lane	North off Gwydir Highway, Little Plain
Limestone Cave Road	North from Limestone Road to Limestone Caves
Limestone Road	North west from Ashford to Macintyre Falls
Mount Russell Road	North from Gwydir Highway, Little Plain to Mount Russell (to be joined with SR120)
Long Plain Lane	North from Gwydir Highway to Kings Plains Road
Longs Road	East off Ashford Road
Mackie Lane	North of Loxton Road
Mahers Lane	East off SR 123 to "Redpath"
Maybole Road	From Ben Lomond to Maybole
Kia-ora Lane	West off SR 180 to "Kia-ora"
McFertridge Lane	Off Yetman Road running north to "Yarrowonga"
McNeils Road	South off Gwydir Highway near abattoir
McPhees Road	East off Bonshaw Road to Lot 122 DP 44601.
Pretoria Park Road	East off SR 164 Cemetery Road, Delungra
Middletons Lane	North off SR 136 Dintonvale Road
Moredun Road	Off Guyra Road, Moredon
Morelma Road	From SR 118 to Yetman Road, Cherry Tree Hill
Gunnee Road	From SR 118 "Victoria Park" corner to SR 128 Cherry Tree Hill Rd
Oakwood Road	From Yetman Road west to Mount Russell
Mountain Station Creek Road	From SR 25 Baltimore Loop Road to "Glenowen"
Nashs Lane	South from Gwydir Highway, Long Plain to "Prospect"
Newstead South Road	East from Elsmore Road to "Newstead South"
Wynella Road	East from Yetman Road, Oakwood to "Wynella"
Orchard Place	From Gwydir Highway to Kings Plains Road
Palaroo Lane	West from Yetman Road to "Palaroo"
Pickfords Road	East from Warialda Road to "Meriti"
Piddingtons Road	From SR 59 Graman Ashford Road to "Tin Tot"
Princes Lane	From Gwydir Highway, Long Plain to "Sherwood".
Raingers Lane	South off SR 120 to abandoned property.
Reads Lane	South off Michell Lane to shire boundary
Rob Roy Road	North west from Gwydir Highway to "Victoria Park" intersection SR 118
Sandy Creek Road	North from SR36 Wallangra Road to SR 33 Limestone Rd
Sheep Station Creek Road	Off Reserve Creek Road to shire boundary
Simpsons Creek Road	Off SR 23 to "Wongalea"
Strathroy Road	South off Bruxner Highway to Shire boundary to "ORTON PARK"
Gunyan Road	North from SR 62 Bonshaw Weir Road to SR 92
Old Texas Road	From Bruxner Highway to Texas Bridge Road SR 91
Blyths Lane	South from Gwydir Highway, Little Plain.
Turners Lane	From SR 158 (Wynella Road) north to "Wimbleton"
Voss Road	North off SR 63 Beaumont Road to "The Angle"
Waddells Lane	North off SR 118 to "Hillview"
Wades Lane	North east of Gwydir Highway, Delungra to "Yaralla"

Wells Crossing Road	From SR 50 Bukkulla Road east to SR 54 Emmaville Rd
Turrawarra Road	South west off Gwydir Highway, Little Plain to SR 180 Pollocks Lane
Willowie Road	Off SR 41 north to "Willowie"
Windorah Road	North off Pindaroi Road to "Glenmore"
Yetman West Road	North from SR 9 North Star Road to Bruxner Highway
Old Mill Road	From Guyra Road to Stannifer

By Order of Council Resolution No. 44/04 and 46/04 on 24 February 2004. P. J. HENRY, General Manager, Inverell Shire Council, Administration Centre, 144 Otho Street, Inverell 2360. [0322]

JUNEE SHIRE COUNCIL

Roads Act 1993, Roads (General) Regulation 2000

Part 2 – Road, Division 2 – Naming of Roads

NOTICE is hereby given that subsequent to advertising, and no submissions being received, Junee Shire Council has named the section of road east of Portion 5, DP 662336, Parish South Junee, located in the south-east corner of Junee, "McAlister Lane". GREG CAMPBELL, General Manager, PO Box 93, JUNEE NSW 2663. [0321]

KYOGLE COUNCIL

Roads Act 1993, Section 162

NOTICE is hereby given that the Kyogle Council, in pursuance of Section 162 of the Roads Act 1993 and the Roads (General) Regulation 2000, has resolved to make the road name changes listed below:

<i>Road No.</i>	<i>Description to Route</i>	<i>Road Name</i>
1101	From Irwin Street south along the western boundary of Lot 139 DP 781889, terminating at the northern boundary of Lot 67 DP 4113.	Blacksmith Street
7007	7007-From Sandilands Street, Mallanganee in a northerly direction along the western boundary of Lot 1 Section 1 DP 758639 then in an easterly direction through Section 1 of DP 768639 to Bonalbo Street, then through Section 2 DP 758639 terminating at Yabbra Street.	Coachmans Lane

KEN DAVIES, General Manager. [0305]

LOCKHART SHIRE COUNCIL

Roads Act 1993, Section 162

Naming of Public Roads

NOTICE is hereby given that Council, in pursuance of section 162 of the Roads Act No. 33 1993, has resolved that the undermentioned roads in the Shire of Lockhart be named thus:

<i>Description</i>	<i>Previously Named</i>	<i>New Name</i>
Road running east from Urana-Boree Creek-Kywong	Gilmores Lane	Gilmores Lane
Road to Amerys Lane		

Date 14th May, 2004.

G. R. JONES, General Manager, Lockhart Shire Council, 69 Green Street, LOCKHART NSW 2656. [0326]

MAITLAND CITY COUNCIL

Naming of Public Roads

NOTICE is hereby given that Maitland City Council, in pursuance of section 162 of the Roads Act 1993 and Part 2 of The Roads (General) Regulation 2000, has approved the following new road name/s for gazettal:

<i>Deposited Plan</i>	<i>Location</i>	<i>Road Name</i>
DP1054122	Off Somerset Drive, Thornton	Avondale Drive
DP1054122	Off Somerset Drive, Thornton	Sandalyn Avenue
DP1054122	Off Somerset Drive, Thornton	Oakvale Crescent

The above road names have been advertised & notified. No objections to the proposed name / s have been received during the prescribed 28 day period. DAVID EVANS, General Manager, Maitland City Council, High Street (PO Box 220) MAITLAND NSW 2320. [0306]

MAITLAND CITY COUNCIL

Naming of Public Roads

NOTICE is hereby given that Maitland City Council, in pursuance of section 162 of the Roads Act 1993 and Part 2 of The Roads (General) Regulation 2000, has approved the following new road name/s for gazettal:

<i>Deposited Plan</i>	<i>Location</i>	<i>Road Name</i>
DP777440	Off Largs Ave, Largs	Ribbonwood Close
DP777440	Off Largs Ave, Largs	Cananga Court
DP777440	Off Betula Ave, Largs	Belah Place

The above road names have been advertised & notified. No objections to the proposed name / s have been received during the prescribed 28 day period. DAVID EVANS, General Manager, Maitland City Council, High Street (PO Box 220) MAITLAND NSW 2320. [0307]

MAITLAND CITY COUNCIL

Naming of Public Roads

NOTICE is hereby given that Maitland City Council, in pursuance of section 162 of the Roads Act 1993 and Part 2 of The Roads (General) Regulation 2000, has approved the following new road name/s for gazettal:

<i>Deposited Plan</i>	<i>Location</i>	<i>Road Name</i>
DP1065985 DP1065984	Off Mt Vincent Road East Maitland	Boardpool Avenue
DP1065985 DP1065984	Off Mt Vincent Road East Maitland	Oakwood Cove
DP1065985 DP1065984	Off Mt Vincent Road East Maitland	Hillington Crescent
DP1065985 DP1065984	Off Mt Vincent Road East Maitland	Parnell Cove
DP1065985 DP1065984	Off Mt Vincent Road East Maitland	Inganee Street

The above road names have been advertised & notified. No objections to the proposed name / s have been received during the prescribed 28 day period. DAVID EVANS, General Manager, Maitland City Council, High Street (PO Box 220) MAITLAND NSW 2320. [0308]

SHOALHAVEN CITY COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

THE Shoalhaven City Council declares, with the approval of Her Excellency the Governor, that the lands described in the Schedule below, excluding any mines and deposits of minerals within the land, is acquired by compulsory process in accordance with the Land Acquisition (Just Terms Compensation) Act 1991 for the purpose of car parking. Dated at Nowra this 12 day of May 2004. RUSSELL PIGG, General Manager.

SCHEDULE

Lot 1 in DP 153232 being the land contained in Conveyance No. 947 Book 2709.

[0324]

SNOWY RIVER SHIRE COUNCIL

Roads Act 1993, Section 10

Dedication of Land as Public Road

NOTICE is hereby given that the Snowy River Shire Council, at its meetings of 19 December 1989 and 19 September 2000 by Minute Nos. 999/89 and 102/00 respectively resolved that the land described in the Schedule below be acquired for road. The land has been acquired and is hereby dedicated as Council Public Road pursuant to Section 10 of the Roads Act, 1993. Vivian Straw, General Manager, Snowy River Shire Council, 2 Myack Street, Berridale, NSW 2628.

SCHEDULE

Lots 1, 2, and 3, DP 1053512, Parish of Clyde, County of Wallace.

[0319]

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 Lots 9 and 10 in DP 822830 and Lot 1 in DP 823640 at Tweed Heads South in the Shire of Tweed as shown below:

Harrier Street
Firetail Court
Oriole Place

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, 2484. [0320]

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 roads to be dedicated in plans of subdivision as follows:

- Two roads in the subdivision of Lot 12 in DP 1005206 at Terranora as “Sunnycrest Drive and Nassau Avenue”
- Three roads in the subdivision of Lot B in DP 411041 at Banora Point as “Buncrana Terrace, Mourne Terrace and Mayo Place”
- One road in the subdivision of Lot 4 in DP 817155 at Tweed Heads South as “Greendale Place”

Authorised by the delegated officer. General Manager, Tweed Shire Council, Civic Centre, Tumbulgum Road, Murwillumbah, NSW, 2484.

[0327]

WARREN SHIRE COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

THE Warren Shire Council declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding mines and minerals in the lands are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of industrial development and resale. Dated at Warren this 3 day of May 2004. ASHLEY WIELINGA, General Manager.

SCHEDULE

Lot 1 DP 1041763.

[0318]

WARRINGAH COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

THE Warringah Council declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding mines and deposits of minerals within the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of public access and town drainage. Dated: 14 May 2004. STEPHEN BLACKADDER, 725 Pittwater Road, General Manager, DEE WHY NSW 2099

SCHEDULE

Lot 25 DP 10683.

[0309]

ESTATE NOTICES

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ESTER EMMA AMBER NEWTON late of Wyoming, Home Duties, in the State of New South Wales, who died on 7th January, 2004 must send particulars of his claim to the executor, Sidney Maxwell Newton c.o. John G. Burton & Associates, 16 Adelaide Street, East Gosford, within one calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution he has notice. Probate was granted in New South Wales on 28th April, 2004. JOHN G. BURTON & ASSOCIATES, Solicitors, 16 Adelaide Street, East Gosford, NSW 2250 (DX 7263, Gosford), tel.: (02) 4323 4899.

[0310]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of FAYE REID late of Earlwood in the State of New South Wales, retired, who died on 23rd October, 2003 must send particulars of his claim to the administrator, Christopher John Reid c.o. Peninsula Law, Solicitors, 103-105 Blackwall Road, Woy Woy or their agents Turner Whelan, Solicitors, Level 2, 162 Goulburn Street, Sydney within one 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 he has notice. Letters of administration (with the Will annexed) was granted in New South Wales on 19th April, 2004. PENINSULA LAW, Solicitors, 103-105 Blackwall Road, Woy Woy, NSW 2256 (DX 8806, Woy Woy), tel.: (02) 4342 1111.

[0311]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ALLAN ROY HORTON late of Collaroy in the State of New South Wales, retired, who died on 16th December, 2003 must send particulars of their claim to the executrix, Elma Mary Horton, c.o. Stephen R. W. Reed, Solicitor, Level 18, 68 Pitt Street, Sydney, ref: SR, within one calendar month from the publication of this notice. After that time the assets of the estate and the property may be conveyed and distributed, having regard only to the claims of which at the time of conveyance or distribution the executrix has notice. Probate was granted in New South Wales on 14th April 2004. STEPHEN R. W. REED, Solicitor, Level 18, 68 Pitt Street, Sydney, NSW 2000 (DX 263, Sydney), tel.: (02) 9221 6700.

[0312]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of VIOLET JEAN MYERS, late of 3 Orana Avenue, Hornsby, in the State of New South Wales, who died on 4th March, 2004 must send particulars of his/her claim to the executrix, Janice Anne Minto, c.o. Collins & Thompson, Solicitors, 8 Coronation Street, Hornsby within one 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 executrix have notice. Probate was granted in New South

Wales on 20th April, 2004. COLLINS & THOMPSON, Solicitors, 8 Coronation Street, Hornsby, NSW 1630 (DX 9691, Hornsby), tel.: (02) 9476 2788.

[0313]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ENID CORALIE PULIE late of Elanora Heights, in the State of New South Wales, widow, who died on 21st October, 2004 must send particulars of his claim to the executors, c.o. Mervyn Finlay, Thorburn & Marshall, Level 2, 225 Macquarie Street, Sydney within one calendar month from publication of this notice. After that time assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executors have notice. Probate was granted in New South Wales on 19th February, 2004. MERVYN FINLAY, THORBURN & MARSHALL, Solicitors, Level 2, 225 Macquarie Street, Sydney, NSW 2000 (DX 796, Sydney), tel.: (02) 9223 6544.

[0314]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of JOHN NEALE PRINCE late of Hornsby, in the State of New South Wales, who died on 31st October, 2003 must send particulars of his claim to the executor, Dennis Frazer Barton c.o. Messrs. Barton & Co, Solicitors of 128/121-133 Pacific Highway, Hornsby, within one calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution they have notice. Probate was granted in New South Wales on 27th April, 2004. MESSRS BARTON & CO, Solicitors, 128/121-133 Pacific Highway, Hornsby, NSW 2077 (DX 9696, Hornsby), tel.: (02) 9476 1744.

[0315]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of JOHN ALEXANDER MILLER (also known as JOHN ALEXANDER MILLER-ARGUE) late of Northbridge, in the State of New South Wales, who died on 12th January, 2004 must send particulars of his claim to the executor, Margaret Miller-Argue c.o. Messrs. Barton & Co, Solicitors of 128/121-133 Pacific Highway, Hornsby, within one calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution they have notice. Probate was granted in New South Wales on 27th April, 2004. MESSRS BARTON & CO, Solicitors, 128/121-133 Pacific Highway, Hornsby, NSW 2077 (DX 9696, Hornsby), tel.: (02) 9476 1744.

[0316]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of JOHN DANTE PALISI late of 174 Penguins Head Road, Culburra Beach, in the State of New South Wales, retired, who died on 6th November, 2002 must send particulars of his claim to the executrix, Rosalind Natalina Palisi c.o. C. P. White & Sons (Burwood), Solicitors, 15 Belmore Street, Burwood, within one calendar month from publication of this notice. After that time the executrix may distribute the assets of the estate having regard only to the claims of which at

the time of distribution he has notice. Probate was granted in New South Wales on 16th June, 2003. C. P. WHITE & SONS, Solicitors, 15 Burwood Street, Burwood, NSW 2134 (DX 8550, Burwood), tel.: (02) 9744 2198.

[0317]

COMPANY NOTICES

NOTICE of final meeting of members.—JF CHAFFEY & SON PTY LIMITED, ACN 000 047 905 (in liquidation).—Notice is hereby given that pursuant to section 509 of the Corporations Law, the final meeting of members of the abovementioned company will be held at the offices of Roberts and Morrow of 137 Beardy St, Armadale on the 10th day of June 2004 at 3:30 in the afternoon for the purpose of laying before the meeting liquidators' final accounts and report and giving any explanation thereof. Dated 5 May 2004. ANN MAURER, liquidator, c.o. Roberts & Morrow, Chartered Accountants, 137 Beardy Street (PO Box 112), Armidale, NSW 2350, tel.: (02) 6774 8400.

[0325]

OTHER NOTICES

ELECTRICITY SUPPLY ACT 1995

Integral Energy Australia

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Easement
Chipping Norton

INTEGRAL ENERGY AUSTRALIA declares, with the approval of Her Excellency the Governor and the Executive Council, that the interest in land described in Schedule 1 of this notice affecting the land described in Schedule 2 of this notice is acquired by compulsory process in accordance with the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991* for the purposes of the *Electricity Supply Act 1995*.

Dated at Huntingwood this 12th day of May 2004.

JOHN WALLACE,
General Manager
Engineering Performance

Integral Energy Australia
51 Huntingwood Drive
Huntingwood NSW 2148

SCHEDULE 1

Easement for underground cables as set out in Memorandum No 3021851 filed at Land & Property Information NSW. For the purposes of this notice, “**lot burdened**” means Lot 181 DP576357.

SCHEDULE 2

All that piece or parcel of land at Chipping Norton, in the local government area of Liverpool, Parish of Holsworthy, and County of Cumberland, being the site of the proposed easement for underground cables 2 wide affecting that part of Lot 181 DP576357 designated (A) in DP1040562.

[0323]

