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NEW SOUTH WALES

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LEGISLATION

Proclamations



New South Wales

Proclamation

under the

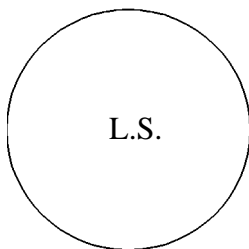
Dental Practice Act 2001 No 64

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 *Dental Practice Act 2001*, do, by this my Proclamation, appoint 15 August 2004 as the day on which that Act commences.

Signed and sealed at Sydney, this 11th day of August 2004.

By Her Excellency's Command,



L.S.

MORRIS IEMMA, M.P.,
Minister for Health

GOD SAVE THE QUEEN!



Proclamation

under the

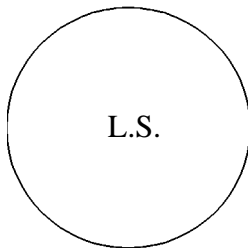
Hairdressers Act 2003 No 62

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 *Hairdressers Act 2003*, do, by this my Proclamation, appoint 1 September 2004 as the day on which the uncommenced provisions of that Act commence.

Signed and sealed at Sydney, this 11th day of August 2004.

By Her Excellency's Command,



JOHN DELLA BOSCA, M.L.C.,
Minister for Industrial Relations

GOD SAVE THE QUEEN!



Proclamation

under the

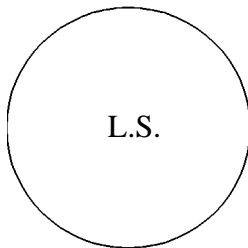
Legal Profession Amendment Act 2004 No 51

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 *Legal Profession Amendment Act 2004*, do, by this my Proclamation, appoint 15 August 2004 as the day on which that Act commences.

Signed and sealed at Sydney, this 11th day of August 2004.

By Her Excellency's Command,



BOB DEBUS, M.P.,
Attorney General

GOD SAVE THE QUEEN!



Proclamation

under the

Public Finance and Audit Act 1983

MARIE BASHIR, Governor

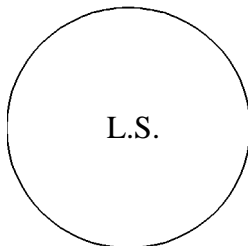
I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 45B of the *Public Finance and Audit Act 1983*, do, by this my Proclamation, amend Schedule 3 to that Act by inserting the following matter in alphabetical order of Departments:

NSWbusinesslink

Managing Director,
NSWbusinesslink

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

By Her Excellency's Command,



MICHAEL EGAN, M.L.C.,
Treasurer

GOD SAVE THE QUEEN!



Proclamation

under the

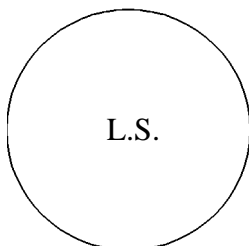
Public Finance and Audit Act 1983

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 45B of the *Public Finance and Audit Act 1983*, do, by this my Proclamation, amend Schedule 3 to that Act by omitting the matter relating to the Department for Women.

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

By Her Excellency's Command,



MICHAEL EGAN, M.L.C.,
Treasurer

GOD SAVE THE QUEEN!

Explanatory note

The object of this Proclamation is to amend the list of Departments in Schedule 3 to the *Public Finance and Audit Act 1983* so as to reflect the changes made by the *Public Sector Employment and Management (Department for Women) Order 2004* and remove the Department for Women from that Schedule.

Regulations



Dental Practice Regulation 2004

under the

Dental Practice Act 2001

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

MORRIS IEMMA, M.P.,
Minister for Health

Explanatory note

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

- (a) the qualifications that are prescribed as necessary qualifications for registration as a dentist, and
- (b) the activities that are prescribed as authorised activities for dental auxiliaries (that is, dental hygienists and dental therapists), and
- (c) the conduct of elections for elected members of the Dental Board (the **Board**), and
- (d) the furnishing of a report to the Board in respect of a person granted limited registration, and
- (e) prescribing certain offences relating to traffic and parking as offences that are not required to be notified to the Board, and
- (f) setting out procedures for notifying that a registered dental care provider has become a mentally incapacitated person, and
- (g) setting out procedures for appeals on a point of law where the Board deals with a complaint against a dental care provider, and
- (h) creating an offence dealing with advertising of dentistry practices, and
- (i) prescribing fees and procedures for replacing certificates, complaints, inspection of a Register, recording additional information in a Register and certificates of provisional registration, and

Dental Practice Regulation 2004

Explanatory note

- (j) the making and keeping of patient records, and
- (k) the use of anaesthetics, and
- (l) infection control standards, and
- (m) certain other matters that the *Dental Practice Act 2001* provides may be prescribed.

This Regulation is made under the *Dental Practice Act 2001*, including sections 19, 21, 22, 33, 36, 37, 38, 39, 98, 108, 158 (the general regulation-making power) and Schedule 1.

Dental Practice Regulation 2004

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Dental Practice Regulation 2004

Clause 1

Preliminary

Part 1

Dental Practice Regulation 2004

under the

Dental Practice Act 2001

Part 1 Preliminary

1 Name of Regulation

This Regulation is the *Dental Practice Regulation 2004*.

2 Commencement

This Regulation commences on 15 August 2004.

3 Definition

(1) In this Regulation:

the Act means the *Dental Practice Act 2001*.

(2) In this Regulation, a reference to a Form is a reference to a Form in Schedule 4.

4 Notes

Notes included in this Regulation do not form part of this Regulation.

| | |
|----------|---|
| Clause 5 | Dental Practice Regulation 2004 |
| Part 2 | Registration of dentists and dental auxiliaries |

Part 2 Registration of dentists and dental auxiliaries

5 Qualifications for registration as a dentist

For the purposes of section 8 (1) (a) of the Act, the qualifications listed in Schedule 1 are prescribed as necessary qualifications for registration as a dentist.

6 Dental hygienist activities—section 19

For the purposes of section 19 (3) of the Act, the following activities, where carried out in the course of carrying out restricted dental practices and not involving the cutting of oral or dental tissue, are, to the extent that the activities constitute restricted dental practices, prescribed as authorised activities for dental hygienists:

- (a) the irrigation of the mouth,
- (b) the insertion and removal of surgical packs,
- (c) the application and removal of rubber dams,
- (d) the polishing of restorations,
- (e) simple prophylaxis,
- (f) the topical application of sealants, fluoride solutions and medicaments,
- (g) the scaling of supra-gingival and sub-gingival calculus deposits from the teeth,
- (h) root planing,
- (i) the removal of sutures,
- (j) the selection of orthodontic bands,
- (k) the removal of orthodontic archwires, bands and attachments,
- (l) dental radiography for dental examination,
- (m) the taking of simple impressions for study casts,
- (n) the giving of supraperiosteal or mandibular nerve block injections of local anaesthetics not involving, in either case, any other regional, intra-osseous or intra-ligamental anaesthesia.

7 Dental therapist activities—section 19

For the purposes of section 19 (3) of the Act, the following activities are, to the extent that the activities constitute restricted dental practices and involve dental treatment of children who are under the

Dental Practice Regulation 2004

Clause 8

Registration of dentists and dental auxiliaries

Part 2

age of 18 years, prescribed as authorised activities for dental therapists:

- (a) dental examination,
- (b) the cleaning and polishing of teeth and restorations,
- (c) the topical application of sealants, fluoride solutions and medicaments,
- (d) the removal of dental calculus not involving surgical techniques requiring incisions,
- (e) the application of topical anaesthetics,
- (f) the giving of supraperiosteal or mandibular nerve block injections of local anaesthetics not involving, in either case, any other regional, intra-osseous or intra-ligamental anaesthesia,
- (g) the extraction of primary or permanent teeth not involving either surgical techniques or incisions,
- (h) the pulp capping of primary or permanent teeth and the pulpotomy of deciduous teeth,
- (i) the restoration of primary or permanent teeth, excluding any indirect procedure,
- (j) dental radiography for dental examination,
- (k) the taking of study model impressions and their pouring up at the written request of a dentist.

8 Qualifications for registration as a dental hygienist

For the purposes of section 21 (1) (a) of the Act, the qualifications listed in Schedule 2 are prescribed as necessary qualifications for registration as a dental hygienist.

9 Qualifications for registration as a dental therapist

For the purposes of section 21 (1) (a) of the Act, the qualifications listed in Schedule 3 are prescribed as necessary qualifications for registration as a dental therapist.

Clause 10 Dental Practice Regulation 2004

Part 3 Election of members of Board

Part 3 Election of members of Board

10 Manner of conduct of election

For the purposes of section 108 (1) (a) of the Act, the election of elected members of the Board is to be held and conducted in the manner set out in this Part.

11 Elections of elected members

- (1) An election of elected members of the Board is to be held so that the results of the election are declared at least one month before the expiry of the term of the elected members of the Board under clause 3 of Schedule 7 to the Act.
- (2) In every fourth calendar year after the calendar year in which the election referred to in subclause (1) is held, an election of elected members is to be held so that the results of the election are declared at least one month before the day that is the anniversary of the election referred to in subclause (1).

12 Returning Officer

The Electoral Commissioner for New South Wales appointed under the *Parliamentary Electorates and Elections Act 1912* is to be the Returning Officer at an election.

13 Notice of election

- (1) The Returning Officer must, as soon as practicable after being notified in writing by the Minister that an election is required to be held, cause to be published in the Gazette and in at least one daily newspaper published and circulated in New South Wales a notice that:
 - (a) states that an election is to be held, and
 - (b) invites nominations from registered dentists to fill the vacancies for elected members of the Board, and
 - (c) advises where nomination forms may be obtained, and
 - (d) fixes the close of nominations, and
 - (e) fixes the close of the roll, and
 - (f) fixes the close of the ballot.
- (2) A notice referred to in subclause (1) must be published at least 60 days before the polling day for the election to which it relates.

Dental Practice Regulation 2004

Clause 14

Election of members of Board

Part 3

-
- (3) The Returning Officer may, by a notice published in accordance with subclauses (1) and (2), fix a later time and date for the close of nominations for an election than those fixed by a previous notice published in relation to the election.

14 Nominations

- (1) A nomination must be made in writing in Form 1 and must set out the following particulars:
- (a) the full name of the candidate nominated,
 - (b) the residential address of that candidate,
 - (c) an endorsement of that candidate's consent to his or her nomination,
 - (d) the full names, residential addresses and signatures of at least 2 nominators, being registered dentists other than that candidate.
- (2) A candidate may withdraw his or her nomination for an election by notification in writing delivered to the Returning Officer at any time until the close of nominations for the election.

15 Candidate information sheet

- (1) A candidate for election may, at any time before the close of nominations for the election, submit to the Returning Officer a statutory declaration in or to the effect of Form 2, containing information intended for inclusion in a candidate information sheet referred to in subclause (2).
- (2) As soon as practicable after the close of nominations for an election, the Returning Officer must, if clause 16 (2) requires that a poll be taken, draw up a candidate information sheet consisting of the information in the statutory declarations, if any, submitted to the Returning Officer by candidates pursuant to subclause (1).
- (3) Despite subclause (2), the Returning Officer may, when drawing up a candidate information sheet, omit or alter such of the information contained in a statutory declaration submitted to the Returning Officer pursuant to subclause (1) as appears necessary or desirable to prevent the sheet containing information that is:
- (a) inappropriate for inclusion in a candidate information sheet, or
 - (b) misleading in a material particular, or

Clause 16 Dental Practice Regulation 2004

Part 3 Election of members of Board

- (c) of an amount that is excessive having regard to the limitation on the amount of information indicated in Form 2.
- (4) Information concerning candidates must appear on a candidate information sheet referred to in subclause (2) in the same order in which the candidates are listed on the ballot-paper relating to them.

16 Procedure on close of nominations

- (1) If, after the close of nominations, there is not a greater number of persons nominated than are required for election, the Returning Officer is to declare those persons duly elected.
- (2) If, after the close of nominations, the number of persons nominated is greater than the number required for election, a poll must be taken.
- (3) If, after the close of nominations for an election and before the polling day, any candidate dies, the Returning Officer must, in accordance with this Part, invite fresh nominations and fix another date for the poll.

17 Closing of roll

- (1) If, by the close of nominations, the Returning Officer has received more than the required number of nominations, the Returning Officer must immediately notify the Registrar that a ballot is to be held and that the Returning Officer requires the Registrar to deliver to the Returning Officer within 7 days after the close of the roll:
 - (a) a roll on which a certificate in or to the effect of Form 3 is endorsed and which contains:
 - (i) the name of each person whose name is entered in the Dentists Register, and
 - (ii) an address, nominated by the person, to which a ballot-paper in respect of an election may be sent to the person, and
 - (b) a label for each person whose name is entered in the Dentists Register as at the close of the roll, of a size suitable for fixing to an envelope, upon which the name and address of that person is written.
- (2) The Registrar is to comply with a requirement of the Returning Officer under subclause (1).

Dental Practice Regulation 2004

Clause 18

Election of members of Board

Part 3

18 Taking of poll

- (1) Where a poll is to be taken, the Returning Officer must:
 - (a) hold a ballot, in the manner prescribed for the purposes of section 82A of the *Parliamentary Electorates and Elections Act 1912*, to determine the order in which the candidates' names are to be entered on the ballot-paper, and
 - (b) cause ballot-papers in or to the effect of Form 4 to be drawn up in the manner prescribed by section 83 of the *Parliamentary Electorates and Elections Act 1912*, and
 - (c) cause the ballot-papers to be printed, and
 - (d) cause any candidate information sheet drawn up under clause 15 (2) relating to the candidates to be printed.
- (2) The Returning Officer must, not later than 20 days before the date fixed for a poll, post to the address, nominated in the roll referred to in clause 17 (1), of each dentist registered at the date of the close of nominations to which the poll relates:
 - (a) a ballot-paper printed in accordance with subclause (1) and initialled by the Returning Officer, and
 - (b) a business reply envelope addressed to the Returning Officer, and
 - (c) where appropriate, a candidate information sheet referred to in clause 15 (2) relating to the candidates included in the poll.
- (3) A business reply envelope referred to in subclause (2) must contain on the rear flap spaces for the insertion of a voter's name, address and signature.
- (4) A dentist who has been forwarded a ballot-paper and a business reply envelope under subclause (2) and who wishes to vote must complete the ballot-paper in accordance with the directions printed on the ballot-paper and must send or deliver to the Returning Officer the ballot-paper enclosed and sealed in the business reply envelope addressed to the Returning Officer.
- (5) The Returning Officer may, on written application made to the Returning Officer, and if satisfied that a ballot-paper has been lost or destroyed, supply a duplicate ballot-paper to the person to whom the lost or destroyed ballot-paper was issued.
- (6) An election is not invalid because:
 - (a) a person whose name is on the Register did not receive a ballot-paper, or

Clause 19 Dental Practice Regulation 2004

Part 3 Election of members of Board

- (b) the Returning Officer did not receive a ballot-paper sent to the Returning Officer.

19 Examination of envelopes

- (1) The Returning Officer must, as soon as practicable after the receipt of a business reply envelope purporting to contain a ballot-paper, examine the envelope for the purpose of deciding whether to accept or reject the envelope.
- (2) The Returning Officer is to reject a business reply envelope purporting to contain a ballot-paper issued in respect of an election if:
 - (a) the business reply envelope does not have legibly marked on its rear flap the name, address and signature that appear to the Returning Officer to be those of a registered dentist, or
 - (b) the business reply envelope is not sealed, or
 - (c) the business reply envelope is not received by the Returning Officer at or before the time stated on ballot-papers issued in respect of the election as the time at or before which the business reply envelope is to be so received.

20 Dealing with ballot-papers

- (1) On the day fixed for the poll, the Returning Officer must:
 - (a) open all the business reply envelopes received (except those envelopes rejected under clause 19 (2)) and extract the ballot-papers and, without unfolding them, place the ballot-papers in the ballot-box, and
 - (b) mix the ballot-papers and draw the ballot-papers at random, and
 - (c) unfold the ballot-papers and count, in accordance with clause 21, the votes recorded on the ballot-papers (except any ballot-papers rejected under subclause (2)).
- (2) The Returning Officer is to reject a ballot-paper as being informal if:
 - (a) the ballot-paper contains any matter by which the voter may be identified, or
 - (b) the ballot-paper is not completed in accordance with the directions printed on the ballot-paper.
- (3) Each candidate may appoint, in writing, a scrutineer to represent that candidate.

Dental Practice Regulation 2004

Clause 21

Election of members of Board

Part 3

-
- (4) A scrutineer appointed in accordance with subclause (3) may be present during the examination, opening and counting of votes by the Returning Officer.

21 Method of voting and counting

- (1) At an election a voter is:
- (a) required to record a vote for 5 candidates, and
 - (b) permitted to record a vote for as many more candidates as the voter pleases,
- so as to indicate, in such manner as is required by this Part, the candidates for whom the voter votes and the order of the voter's preference for them.
- (2) Ballot-papers must be counted, and the candidates who are elected determined, by the Returning Officer according to an optional multi-preferential system in which the first, second, third, fourth and fifth preference votes (represented by the numbers "1", "2", "3", "4" and "5", respectively, marked on the ballot-paper) are regarded as primary votes.

22 Report of election

When the Returning Officer first ascertains the result of an election, the Returning Officer must furnish a report, in writing, of the result to the Minister and must cause the result to be published in the Gazette and in at least one daily newspaper published or circulated in New South Wales.

Clause 23 Dental Practice Regulation 2004

Part 4 Miscellaneous

Part 4 Miscellaneous

23 Supervisor's report on person granted limited registration

It is the duty of an approved health institution employing a dentist who is supervising a person granted limited registration under section 14 (1) of the Act (the *registrant*) to furnish to the Board, at the expiration of 3 months from the commencement of the supervision and at the end of each succeeding period of 6 months, a report as to the following:

- (a) the dental knowledge and skill of the registrant,
- (b) whether the registrant carried out dental work satisfactorily,
- (c) whether the registrant has committed any breach of ethics,
- (d) the attitude of the registrant to patient care,
- (e) the ability of the registrant to communicate with patients and colleagues,
- (f) the willingness and capacity of the registrant to undertake continuing dental education.

24 Excluded offences

- (1) Sections 36 (1) (a), 37 (1) (a) and 38 of the Act do not apply in respect of an excluded offence.
- (2) An excluded offence is not relevant for the purposes of clause 4 of Schedule 1 to the Act.
- (3) In this clause, *excluded offence* means any offence relating to the parking of motor vehicles or any offence under the road transport legislation (within the meaning of the *Road Transport (General) Act 1999*) except for the following offences:
 - (a) an offence under section 42 (1) of the *Road Transport (Safety and Traffic Management) Act 1999* relating to driving a motor vehicle on a road or road related area negligently if the registered dental care provider is, by way of penalty, sentenced to imprisonment or fined a sum of not less than \$200,
 - (b) an offence under section 42 (2) of the *Road Transport (Safety and Traffic Management) Act 1999* relating to driving a motor vehicle on a road or road related area furiously, recklessly or at a speed or in a manner dangerous to the public,

Dental Practice Regulation 2004

Clause 25

Miscellaneous

Part 4

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- (c) any offence under section 19 (2) of the *Road Transport (General) Act 1999* (which relates to refusing to produce a driver licence, or to state name or home address, when required or stating a false name or home address),
 - (d) any offence under section 12 (1) of the *Road Transport (Safety and Traffic Management) Act 1999* (which relates to driving etc while under the influence of alcohol or any other drug),
 - (e) any offence under section 25A (1), (2) or (3) of the *Road Transport (Driver Licensing) Act 1998* (which relates to driving while unlicensed),
 - (f) any offence under section 70 of the *Road Transport (Safety and Traffic Management) Act 1999* (which relates to failing to stop after an accident),
 - (g) any offence under section 9 of the *Road Transport (Safety and Traffic Management) Act 1999* (which relates to presence of prescribed concentration of alcohol in a person's blood),
 - (h) any offence under section 43 of the *Road Transport (Safety and Traffic Management) Act 1999* (which relates to menacing driving),
 - (i) any other offence under the road transport legislation if the court orders the disqualification of the registered dental care provider from holding a driver licence.

25 Notice of mental incapacity of registered dental care provider

- (1) For the purposes of section 39 of the Act, the person required to cause notice of mental incapacity to be given to the Registrar is:
 - (a) in the case of a registered dental care provider who is a mentally incapacitated person and becomes a patient at an institution because of that incapacity—the medical superintendent of the institution, or
 - (b) in the case of a registered dental care provider who is a mentally incapacitated person because of being a protected person under the *Protected Estates Act 1983*—the Protective Commissioner.
- (2) Notice for the purposes of section 39 of the Act is to be given by telephone within one day, and by post within 7 days, after the registered dental care provider is admitted to the institution or becomes a protected person, and is to specify the following:

Clause 26 Dental Practice Regulation 2004

Part 4 Miscellaneous

- (a) the name and residential address of the registered dental care provider,
 - (b) the date on which the registered dental care provider was admitted to the institution at which the registered dental care provider is a patient or became a protected person.
- (3) In this clause:

patient means a person to whom medical treatment or other medical services are provided.

26 Appeal on point of law

An appeal referred to in section 98 of the Act is to be made:

- (a) by causing a notice of appeal, specifying the grounds on which the appeal is made, to be given to the Chairperson (or, if a Deputy Chairperson is nominated under section 98 (1), to the Deputy Chairperson so nominated), and
- (b) by causing a copy of the notice of appeal to be given to each other party to the proceedings from which the appeal has arisen.

27 Advertising

- (1) A person must not advertise dentistry practices in a manner that:
- (a) is false, misleading or deceptive, or
 - (b) creates an unjustified expectation of beneficial treatment, or
 - (c) promotes the unnecessary or inappropriate use of dentistry practices.

Maximum penalty: 10 penalty units.

- (2) A person must not advertise dental auxiliary activities in a manner that:
- (a) is false, misleading or deceptive, or
 - (b) creates an unjustified expectation of beneficial treatment, or
 - (c) promotes the unnecessary or inappropriate use of dental auxiliary activities.

Maximum penalty: 10 penalty units.

- (3) A person or body must not advertise dental services in a manner that:
- (a) is false, misleading or deceptive, or

Dental Practice Regulation 2004

Clause 28

Miscellaneous

Part 4

-
- (b) creates an unjustified expectation of beneficial treatment, or
 - (c) promotes the unnecessary or inappropriate use of dental services.

Maximum penalty: 10 penalty units.

28 Replacement certificates

- (1) The Registrar may, on application by a dental care provider and on payment of a fee of \$40, issue a replacement certificate, clearly marked as such, if satisfied that a certificate issued to the dental care provider under the Act has been lost or destroyed.
- (2) The Registrar may require an application under this clause for a replacement for a lost or destroyed certificate to be verified by a statutory declaration as to the circumstances in which the certificate was lost or destroyed.

29 Fee for complaint

- (1) A complaint lodged with the Registrar under section 47 of the Act is to be accompanied by a fee of \$20.
- (2) The Registrar may exempt the maker of a complaint from paying the fee, or refund a fee already paid, if, in the opinion of the Registrar, the situation of the maker of the complaint, or the nature of the complaint, warrants an exemption or a refund.

30 Fee for inspection of Register

For the purposes of clause 21 (4) of Schedule 1 to the Act, the prescribed fee (being the maximum amount for an inspection of a Register) is \$10.

31 Fee for additional information to be recorded in Register

For the purposes of clause 22 (4) of Schedule 1 to the Act, the prescribed fee (being the fee for recording additional particulars in a Register) is \$20.

32 Fee for certificate of provisional registration

The fee for the grant of a certificate of provisional registration under section 12 (3) of the Act is \$40.

Clause 33 Dental Practice Regulation 2004

Part 4 Miscellaneous

33 Patients' records

- (1) A registered dentist must, in relation to every patient treated by the dentist or by a registered dental auxiliary subject to the practice oversight of the dentist, cause a record to be made, in a legible form, of the following information:
 - (a) the name and address of the patient,
 - (b) if the patient has not attained the age of 16 years—the name and address of a parent or guardian of the patient,
 - (c) the date of birth of the patient,
 - (d) the sex of the patient,
 - (e) the date on which the patient is first examined by the dentist,
 - (f) the date of each occasion on which the patient is treated by the dentist, or by a dental auxiliary subject to the practice oversight of the dentist, with a description that adequately records the treatment administered on each occasion (specifying the tooth or teeth concerned).
- (2) Each radiograph taken of the patient in connection with the treatment must be retained.
- (3) The dentist must retain the radiographs and records:
 - (a) in the case of a patient who has not attained the age of 18 years—until the patient attains (or would have attained) the age of 25 years, and
 - (b) in the case of a patient who is of or above the age of 18 years—for a period of at least 7 years from the latest occasion on which the patient is treated by the dentist or a dental auxiliary subject to the practice oversight of the dentist.

Maximum penalty: 5 penalty units.

- (4) Subclause (3) ceases to apply to a dentist when the dentist disposes of his or her dental practice as a going concern. However:
 - (a) the dentist must provide the person who acquires the practice with the relevant radiographs and records, and
 - (b) subclause (3) applies to that person as if he or she had caused those radiographs to be taken and those records to be made.

34 General anaesthesia and simple sedation in dentistry

- (1) A dental care provider must not carry out any procedure forming part of the practice of dentistry on a patient to whom a general

Dental Practice Regulation 2004

Clause 34

Miscellaneous

Part 4

anaesthetic has been administered unless the general anaesthetic has been administered by a registered medical practitioner who:

- (a) is a specialist in anaesthesia, or
- (b) is accredited for the purposes of administering any general anaesthetic at a public or private hospital where surgery may lawfully be carried out.

Maximum penalty: 5 penalty units.

- (2) A registered dentist must not administer simple sedation by the intravenous route unless the dentist:
 - (a) has received appropriate training in techniques of intravenous sedation and resuscitation, as approved by the Board, and
 - (b) is assisted by another person who is either:
 - (i) a registered nurse (within the meaning of the *Nurses and Midwives Act 1991*) who has received training in intensive care or anaesthesia, or
 - (ii) a registered dentist, appropriately trained in the observation and monitoring of sedated patients and in resuscitation, whose sole responsibility in so assisting is to monitor the level of consciousness and cardio-respiratory function of the patient and to administer resuscitation where necessary.

Maximum penalty: 5 penalty units.

- (3) In this clause:
 - general anaesthetic*** means any drug or substance which when administered to a patient will render the patient:
 - (a) unaware of the patient's surroundings, and
 - (b) unable to retain reflex control of the airway, and
 - (c) incapable of understanding and obeying a spoken command.

simple sedation means a technique in which the use of a drug or drugs produces a state of depression of the central nervous system enabling treatment to be carried out, and in which:

- (a) the patient does not lose consciousness, and
- (b) the drugs and techniques used have a margin of safety wide enough to render unintended loss of consciousness unlikely.

Clause 35 Dental Practice Regulation 2004

Part 4 Miscellaneous

35 Infection control standards

- (1) A dental care provider must not, without reasonable excuse, fail to comply with the infection control standards set out in Schedule 5 to the extent that they apply to the dental care provider.
- (2) In determining whether or not a dental care provider has a reasonable excuse for failing to comply with a standard, particular consideration is to be given to the following:
 - (a) whether the circumstances involved the provision of emergency dental treatment,
 - (b) whether the necessary equipment was provided to the dental care provider, including providing access to it and training in its use, that would have enabled the dental care provider to comply with the standard (and whether the failure to provide such equipment was reported by the dental care provider to the Director-General).

36 Directions to dental technicians

Form 5 is prescribed for the purposes of issuing directions to dental technicians.

37 Health service controlled by Aboriginal community

A health service controlled by an Aboriginal community is prescribed for the purposes of section 33 (2) of the Act.

38 Repeal

The *Dentists (General) Regulation 1996* is repealed.

39 Savings provision

Any act, matter or thing that, immediately before the repeal of the *Dentists (General) Regulation 1996*, had effect under that Regulation continues to have effect under this Regulation.

Dental Practice Regulation 2004

Qualifications for registration as a dentist

Schedule 1

Schedule 1 Qualifications for registration as a dentist

(Clause 5)

The following qualifications are prescribed as necessary qualifications for registration as a dentist:

- (a) Bachelor in Dental Science, University of Dublin, Republic of Ireland,
- (b) Bachelor of Dental Science, University of Melbourne, Victoria,
- (c) Bachelor of Dental Science, University of Queensland, Queensland,
- (d) Bachelor of Dental Science, University of Western Australia, Western Australia,
- (e) Bachelor of Dental Surgery, University of Adelaide, South Australia,
- (f) Bachelor of Dental Surgery, National University of Ireland, Republic of Ireland,
- (g) Bachelor of Dental Surgery, University of Belfast, United Kingdom,
- (h) Bachelor of Dental Surgery, University of Birmingham, United Kingdom,
- (i) Bachelor of Dental Surgery, University of Bristol, United Kingdom,
- (j) Bachelor of Dental Surgery, University of Dundee, United Kingdom,
- (k) Bachelor of Dental Surgery, University of Durham, United Kingdom,
- (l) Bachelor of Dental Surgery, University of Edinburgh, United Kingdom,
- (m) Bachelor of Dental Surgery, University of Glasgow, United Kingdom,
- (n) Bachelor of Dental Surgery, University of Leeds, United Kingdom,
- (o) Bachelor of Dental Surgery, University of Liverpool, United Kingdom,
- (p) Bachelor of Dental Surgery, University of London, United Kingdom,

Dental Practice Regulation 2004

Schedule 1 Qualifications for registration as a dentist

-
- (q) Bachelor of Dental Surgery, University of Manchester, United Kingdom,
 - (r) Bachelor of Dental Surgery, University of New Zealand, New Zealand,
 - (s) Bachelor of Dental Surgery, University of Newcastle-Upon-Tyne, United Kingdom,
 - (t) Bachelor of Dental Surgery, University of Otago, New Zealand,
 - (u) Bachelor of Dental Surgery, University of Sheffield, United Kingdom,
 - (v) Bachelor of Dental Surgery, University of St. Andrews, United Kingdom,
 - (w) Bachelor of Dental Surgery, University of Sydney, New South Wales,
 - (x) Bachelor of Dental Surgery, University of Wales, United Kingdom,
 - (y) Bachelor of Dentistry, University of Sydney, New South Wales.

Dental Practice Regulation 2004

Qualifications for registration as a dental hygienist

Schedule 2

Schedule 2 Qualifications for registration as a dental hygienist

(Clause 8)

The following qualifications are prescribed as necessary qualifications for registration as a dental hygienist:

- (a) Academic Upgrade for Australian Defence Force Trained Dental Hygienists, University of Queensland, Queensland,
- (b) Academic Upgrade for School Dental Therapists to Dental Hygiene, University of Queensland, Queensland,
- (c) Associate Degree in Dental Hygiene, Curtin University of Technology, Western Australia,
- (d) Bachelor of Applied Health Science (Oral Health), University of Queensland, Queensland,
- (e) Bachelor of Oral Health, University of Adelaide, South Australia,
- (f) Dental Board of New South Wales Dental Hygienists Examinations for Overseas Trained Dental Hygienists,
- (g) Diploma of Dental Hygiene, Torrens Valley TAFE, South Australia,
- (h) Diploma of Oral Health Therapy (Dental Hygiene), University of Melbourne, Victoria.

Dental Practice Regulation 2004

Schedule 3 Qualifications for registration as a dental therapist

Schedule 3 Qualifications for registration as a dental therapist

(Clause 9)

The following qualifications are prescribed as necessary qualifications for registration as a dental therapist:

- (a) Associate Degree in Dental Therapy, Curtin University of Technology, Western Australia,
- (b) Associate Diploma in School Dental Therapy, Curtin University of Technology, Western Australia,
- (c) Bachelor of Applied Health Science (Oral Health), University of Queensland, Queensland,
- (d) Bachelor of Oral Health, University of Adelaide, South Australia,
- (e) Diploma of Dental Therapy, College of Dental Therapy, Westmead,
- (f) Diploma of Oral Health Therapy (Dental Therapy), University of Melbourne, Victoria.

Dental Practice Regulation 2004

Forms

Schedule 4

Schedule 4 Forms

(Clause 3 (2))

Form 1 Nomination for elected dentist

(Clause 14)

(Dental Practice Act 2001)

To the Returning Officer,

We, being registered dentists, hereby nominate

*

[full name]

of

[residential address]

as a candidate at the election of elected members referred to in section 108 (1) of the *Dental Practice Act 2001*

.....

.....

[full name]

[signature]

[residential address]

[must be completed by at least 2 registered dentists other than the candidate]

I,..... of

[full name]

[residential address]

consent to the nomination and do solemnly and sincerely declare that I am a registered dentist.

I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of the *Oaths Act 1900*.

Declared at this day of 20....., before me:

.....

[a Justice of the Peace]

.....

[candidate's signature]

* The person nominated must be a registered dentist.

Dental Practice Regulation 2004

Schedule 4 Forms

Form 2 Statutory declaration in support of candidature for election to the Dental Board

(Clause 15)

(Dental Practice Act 2001)

I, of

[full name]

[residential address]

do solemnly and sincerely declare:

1 My year of graduation as a dentist was.....

2 I hold the following qualifications:

.....
.....
.....

[academic and professional qualifications]

3 The information relevant to my candidature is:

.....
.....
.....
.....
.....

[information relevant to candidature not more than 6 lines]

I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of the *Oaths Act 1900*.

Declared at..... this day of 20....., before me:

.....
[a Justice of the Peace]

.....
[candidate's signature]

Form 3 Certificate of Registrar of the Dental Board

(Clause 17)

(Dental Practice Act 2001)

I, Registrar of the Dental Board, certify that the attached roll containing pages commencing with the name and ending with the name is a true and correct roll

Dental Practice Regulation 2004

Forms

Schedule 4

of persons registered as dentists under the *Dental Practice Act 2001* as at on the day of 20

.....

[Registrar]

.....

[date]

Form 4 Ballot-paper

(Clause 18)

(Dental Practice Act 2001)

Election of members of the Dental Board

READ CAREFULLY THE FOLLOWING INSTRUCTIONS BEFORE VOTING

- 1 You must vote for at least 5 candidates in the order of your preference by placing the number 1, 2, 3, 4 or 5 in the squares opposite the names of those candidates. You may, if you so desire, indicate your preference for the remaining candidates using the numbers 6, 7 and so on.
- 2 After marking your ballot-paper, fold it so that the vote cannot be seen, then place it in the business reply envelope and seal the envelope. PRINT YOUR NAME AND ADDRESS AND SIGN YOUR NAME IN THE SPACE PROVIDED ON THE REAR FLAP OF THE ENVELOPE. Post or deliver the business reply envelope so that it will be received by the Returning Officer NOT LATER THAN..... [indicate date and time of close of ballot].
- 3 Your vote will not be accepted unless your particulars and signature are shown on the rear flap of the business reply envelope. Remember to show the registered address to which voting materials were posted.
- 4 Only one ballot-paper is to be enclosed in each business reply envelope, otherwise the ballot-papers will not be accepted.
- 5 Any correspondence concerning this election should be addressed to the Electoral Commissioner for New South Wales.

Form 5 Order for technical work

(Clause 36)

(Dental Practice Act 2001)

From

Order No

Address

Date

Dental Practice Regulation 2004

Schedule 4 Forms

INSTRUCTIONS

To

Address

Please carry out the following work:

Patient

Case type

| | Anterior | Posterior |
|-------|-----------------|------------------|
| Teeth | | |
| Shade | | |
| Mould | | |

Work required

.....

.....

.....

.....

.....

.....

.....

.....

.....

Date work required.....

.....

Signature of dentist

Dental Practice Regulation 2004

Infection control standards

Schedule 5

Schedule 5 Infection control standards

(Clause 35)

Part 1 Preliminary

1 Definitions

- (1) In this Schedule:

body substance includes any human bodily secretion or substance other than blood.

invasive procedure means any one or more of the following:

- (a) surgical entry into body tissue, cavities or organs,
- (b) surgical repair of injuries,
- (c) the manipulation, cutting or removal of any oral or peri-oral tissue, including tooth structure, during which bleeding may occur.

patient includes (but is not limited to) a person who is accessing medical or health services or who is undergoing any dental treatment.

sharps means any object capable of inflicting penetrating injury, and includes hollow bore needles, suture needles, scalpel blades, orthodontic wires, root canal therapy (or RCT) instruments, and stitch cutters.

- (2) The requirements set out in this Schedule apply to a dental care provider who is assisting in performing a procedure in the same way as they apply to a dental care provider who is actually performing the procedure.

Part 2 General standards applying to dental care providers

2 General precautions

- (1) Precautions must be taken to avoid direct exposure to a patient's blood or body substances. This requirement applies regardless of whether there is any perceived risk of infection.
- (2) Aseptic techniques must be used in the course of complying with the requirements of this Schedule.

Dental Practice Regulation 2004

Schedule 5 Infection control standards

3 Hand and skin cleaning

- (1) Hands must be cleaned:
 - (a) immediately before and after any direct patient care, and
 - (b) immediately after handling blood or body substances.
- (2) Subclause (1) does not apply in circumstances where medical treatment is required to be performed urgently and cleaning facilities are not readily available.
- (3) Hands may be cleaned by:
 - (a) using washing facilities involving water and a soap or antiseptic, or
 - (b) if any of the items specified in paragraph (a) are unavailable, using non-water cleansers or antiseptics.
- (4) Hands or other skin surfaces that are contaminated with a patient's blood or body substance must be cleaned as soon as it is practicable to clean them.
- (5) The requirement to clean hands applies regardless of whether gloves are also required to be worn.

4 Protective gowns and aprons

A gown or apron made of impervious material must be worn during any procedure where there is a likelihood of clothing being splashed or contaminated with blood or body substances.

5 Gloves

- (1) Gloves must be worn while handling blood or body substances.
- (2) In particular, gloves must be worn:
 - (a) while performing any procedure where direct contact is anticipated with a patient's blood or body substances, mucous membranes or non-intact skin, and
 - (b) while suctioning a patient, and
 - (c) while handling items or surfaces that have come into contact with blood or body substances, and
 - (d) while performing an invasive procedure, venipuncture, or a finger or heel stick.
- (3) Gloves must be changed and discarded:
 - (a) as soon as they are torn or punctured, and

Dental Practice Regulation 2004

Infection control standards

Schedule 5

-
- (b) after contact with each patient.
 - (4) Sterile gloves must be worn if the procedure involves contact with tissue that would be sterile under normal circumstances.

6 Masks and protective eye wear

- (1) A fluid repellent mask and protective eye wear must be worn while performing any procedure where there is a likelihood of splashing or splattering of blood or body substances.
- (2) A mask must be worn when in close contact with patients known by the dental care provider to have an infectious disease (or suspected by the dental care provider of having such a disease) if the disease is capable of being transmitted by the airborne or droplet route. If the disease is tuberculosis, the mask must be a particulate mask that is capable of filtering to 0.3 μ m.
- (3) In cases where a mask is required to be worn, it must be worn and fitted in accordance with the manufacturer's instructions.
- (4) A mask must be discarded once it has been worn and it must not be used again.
- (5) In cases where protective eye wear is required to be worn, it must be worn and fitted in accordance with the manufacturer's instructions.
- (6) Protective eye wear must be discarded once it has been worn and not used again unless it is reusable (in which case it is to be cleaned in accordance with the manufacturer's instructions).

7 Sharps

- (1) Sharps must not be passed by hand between a dental care provider and any other person. However, this requirement does not apply if, in any case involving an invasive procedure, the proper conduct of the procedure would be adversely affected.
- (2) A puncture resistant tray must be used to transfer sharps.
- (3) A needle must not be broken or otherwise manipulated by hand unless:
 - (a) it is necessary to remove the needle for technical reasons, or
 - (b) the person is performing a procedure where a needle is required to be bent.
- (4) A needle must not be bent after it is contaminated with blood or body substances.

Dental Practice Regulation 2004

Schedule 5 Infection control standards

- (5) In any case where resheathing of a needle is required:
 - (a) the needle must be properly recapped, and
 - (b) the sheath must not be held in the fingers to recap, and
 - (c) either a single handed technique or forceps, or a suitable protective guard designed for the purpose, must be used.
- (6) Reusable sharps must, immediately after completion of the dental procedure, be placed in a puncture resistant container specially kept for that purpose and labelled as such.
- (7) Non-reusable sharps must, immediately after completion of the dental procedure, be disposed of in a puncture resistant container.

8 Management of waste

- (1) Clinical waste must be properly packaged to protect against potential exposure to infectious agents and to facilitate the proper handling, storage and treatment or disposal of the waste.
- (2) Splashing or contamination of skin while disposing of blood or body substances must be avoided as far as practicable.
- (3) Nothing in this clause limits any other requirement under this Part.

9 Sterile medications and solutions

- (1) A sterile needle and syringe must be used to withdraw any medication or solution from a vial or ampoule (or other similar container).
- (2) The needle and syringe must be discarded once the needle and syringe have been used.
- (3) A medication or solution may be taken from a multi-dose vial or ampoule (or other similar container) only if the medication or solution is not reasonably available in another form.
- (4) Precautions must be taken to ensure that contaminated material or fluid is not injected into a multi-dose vial or ampoule (or other similar container).

10 Anaesthetic apparatus

- (1) This clause applies in any case where anaesthetic apparatus is used.
- (2) Any anaesthetic apparatus that comes into contact with a patient or is contaminated with blood or body substances must be discarded, or cleaned and disinfected, after each patient.

Dental Practice Regulation 2004

Infection control standards

Schedule 5

-
- (3) If the anaesthetic apparatus is a breathing circuit and the breathing circuit uses a filter:
- (a) the filter must be discarded after each patient, and
 - (b) the part of the breathing circuit between the patient and the filter must be discarded, or cleaned and disinfected, after each patient, and
 - (c) in any case where a carbon dioxide absorber is also used—the part of the breathing circuit between the carbon dioxide absorber and the filter must be discarded, or cleaned and disinfected, at the end of each procedure list or operation list (as applicable), and
 - (d) in those cases where a carbon dioxide absorber is not used—the breathing circuit tubing that conducts the gas to and from the filter must be discarded, or cleaned and disinfected, at the end of each procedure list or operation list (as applicable).

11 Invasive procedures

- (1) In cases where it is technically feasible, retractors must be used for exposure and access during an invasive procedure.
- (2) Fingers must not be used for the purposes of an invasive procedure to expose or increase access for the passage of a suture.
- (3) Only one sharp at a time is to be placed in a puncture resistant tray that is being used in connection with an invasive procedure.
- (4) Forceps or a needle holder must be used when carrying out suturing both to pick up the suture needle and to draw it through tissue.

Part 3 Processing of instruments and equipment

12 Interpretation

In this Part:

AS/NZS 4187 means AS/NZS 4187:2003, *Cleaning, disinfecting and sterilizing reusable medical and surgical instruments and equipment, and maintenance of associated environments in health care facilities.*

AS/NZS 4815 means AS/NZS 4815:2001, *Office-based health care facilities not involved in complex patient procedures and processes—Cleaning, disinfecting and sterilizing reusable medical and surgical instruments and equipment, and maintenance of the associated environment.*

Dental Practice Regulation 2004

Schedule 5 Infection control standards

13 Prosthetic appliances

- (1) Any prosthetic appliance or material that is intended to be sent to a laboratory for processing must be rinsed clear of any debris and be disinfected before it is sent.
- (2) The prosthetic appliance or material must be cleaned and disinfected on its return from the laboratory before it is inserted into the mouth of a patient.

14 Cleaning of instruments and equipment

- (1) Any instrument or equipment that comes into contact with intact skin must be cleaned before it is used.
- (2) Any instrument or equipment that is required under this Part to be sterilised or disinfected must be cleaned before it is sterilised or disinfected.
- (3) The process of cleaning:
 - (a) must involve water and mechanical or physical action (such as washing machines) and a cleaning agent (with the cleaning agent being removed from instruments and equipment by rinsing), and
 - (b) must be consistent with AS/NZS 4187 or (in the case of an office-based practice) AS/NZS 4815.
- (4) In this clause *cleaning agent* means a detergent and includes proteolytic enzyme substances.

15 Disinfection of instruments and equipment

- (1) Any instrument or equipment that comes into contact with non-sterile tissue (other than intact skin) must, before it is used, be disinfected with a disinfectant specified in the Australian Register of Therapeutic Goods that is maintained under the *Therapeutic Goods Act 1989* of the Commonwealth, and the relevant manufacturer's instructions must be followed.
- (2) The process of disinfection:
 - (a) must involve either thermal methods or (if thermal methods are unsuitable) chemical methods, and
 - (b) must be consistent with AS/NZS 4187 or (in the case of an office-based practice) AS/NZS 4815.

Dental Practice Regulation 2004

Infection control standards

Schedule 5

16 Sterilisation of instruments and equipment

- (1) Any instrument or equipment used to enter, or that is capable of entering, tissue that would be sterile under normal circumstances, or the vascular system of a patient, must be sterilised before it is used.
- (2) The method of sterilisation must be:
 - (a) compatible with the particular type of instrument or equipment concerned, and
 - (b) consistent with AS/NZS 4187 or (in the case of an office-based practice) AS/NZS 4815.
- (3) If a steriliser is used (whether it is a benchtop or portable steriliser or a permanently plumbed or wired steriliser), the following criteria must be met:
 - (a) the relevant manufacturer's instructions must be followed,
 - (b) an ongoing monitoring program must be followed which reflects the requirements of Table 7.1 Calibration, Monitoring and Maintenance of Sterilizers of AS/NZS 4187 or (in the case of an office-based practice) Table 7.1 Sterilizer Tests and Test Frequencies of AS/NZS 4815.



New South Wales

Liquor Amendment (Sunday Trading Hours—Olympic Games) Regulation 2004

under the

Liquor Act 1982

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Liquor Act 1982*.

GRANT McBRIDE, M.P.,
Minister for Gaming and Racing

Explanatory note

The object of this Regulation is to prescribe Sunday 15 August 2004, Sunday 22 August 2004 and Sunday 29 August 2004 (Sundays during the Athens Olympic Games) for the purposes of section 24B of the *Liquor Act 1982*. That section provides that hotels may be kept open until midnight on a Sunday that is prescribed by the regulations, but only when liquor is sold or supplied for consumption on the licensed premises.

This Regulation is made under the *Liquor Act 1982*, including sections 24B and 156 (the general power to make regulations).

Clause 1 Liquor Amendment (Sunday Trading Hours—Olympic Games)
 Regulation 2004

Liquor Amendment (Sunday Trading Hours—Olympic Games) Regulation 2004

under the

Liquor Act 1982

1 Name of Regulation

This Regulation is the *Liquor Amendment (Sunday Trading Hours—Olympic Games) Regulation 2004*.

2 Amendment of Liquor Regulation 1996

The *Liquor Regulation 1996* is amended as set out in Schedule 1.

Liquor Amendment (Sunday Trading Hours—Olympic Games)
Regulation 2004

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 2)

Clause 83A Dates prescribed for special events Sunday hotel trading

Omit the date specified in the clause. Insert instead:

Sunday 15 August 2004

Sunday 22 August 2004

Sunday 29 August 2004



Luna Park Site Regulation 2004

under the

Luna Park Site Act 1990

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Luna Park Site Act 1990*.

SANDRA NORI, M.P.,
Minister for Tourism and Sport and Recreation

Explanatory note

The object of this Regulation is to remake, with no change of substance, the provisions of the *Luna Park Site Regulation 1999*. That Regulation is repealed on 1 September 2004 by section 10 (2) of the *Subordinate Legislation Act 1989*.

This Regulation makes it clear that the continued dedication of the Luna Park site for the purposes specified in the *Luna Park Site Act 1990* and the uses for which the site is authorised to be used by that Act are not affected by any inconsistent provisions of the *Crown Lands Act 1989* (which is applied to the site subject to the *Luna Park Site Act 1990* and the regulations under that Act). The inconsistent provisions include section 84 of the *Crown Lands Act 1989*, which enables the dedication of Crown lands to be revoked by notification of the Minister in the Gazette.

This Regulation is made under section 6 (Application of the *Crown Lands Act 1989*) and section 23 (the general regulation-making power) of the *Luna Park Site Act 1990*.

This Regulation comprises matters of a machinery nature.

Clause 1 Luna Park Site Regulation 2004

Luna Park Site Regulation 2004

under the

Luna Park Site Act 1990

1 Name of Regulation

This Regulation is the *Luna Park Site Regulation 2004*.

2 Commencement

This Regulation commences on 1 September 2004.

Note. This Regulation replaces the *Luna Park Site Regulation 1999* which is repealed on 1 September 2004 by section 10 (2) of the *Subordinate Legislation Act 1989*.

3 Notes

Notes included in this Regulation do not form part of this Regulation.

4 Crown Lands Act 1989

For the avoidance of doubt, the provisions of section 84 and other provisions of the *Crown Lands Act 1989* do not apply to or in respect of the land comprising the Luna Park site to the extent that those provisions are inconsistent with:

- (a) the continued dedication of the Luna Park site for the purposes for which it is dedicated in accordance with section 5 of the *Luna Park Site Act 1990*, and
- (b) the continued use of the Luna Park site for any use authorised by or under the *Luna Park Site Act 1990*.



New South Wales

Petroleum Products Subsidy Regulation 2004

under the

Petroleum Products Subsidy Act 1997

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Petroleum Products Subsidy Act 1997*.

MICHAEL EGAN, M.L.C.,
Treasurer

Explanatory note

The object of this Regulation is to remake, with minor modifications, the provisions of the *Petroleum Products Subsidy (1997 Act) Regulation 1999*, which is due to be repealed on 1 September 2004.

This Regulation deals with the following matters:

- (a) zones (located in the NSW-Queensland border area) for the purposes of enabling the beneficial payment of subsidies, in relation to certain petroleum products, to persons registered under the *Petroleum Products Subsidy Act 1997 (the Act)*,
- (b) the keeping of records, in connection with the purchase, sale or consumption of petroleum products, by the following persons:
 - (i) zone retailers (persons who sell such products by retail on premises within a zone),
 - (ii) zone consumers (persons who consume such products in connection with a business or activity that is conducted within a zone),
 - (iii) persons registered for the purposes of claiming subsidies under the Act.

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

This Regulation is made under the *Petroleum Products Subsidy Act 1997*, including section 31 (the general regulation-making power).

Petroleum Products Subsidy Regulation 2004

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Petroleum Products Subsidy Regulation 2004

Clause 1

Preliminary

Part 1

Petroleum Products Subsidy Regulation 2004

under the

Petroleum Products Subsidy Act 1997

Part 1 Preliminary

1 Name of Regulation

This Regulation is the *Petroleum Products Subsidy Regulation 2004*.

2 Commencement

This Regulation commences on 1 September 2004.

Note. This Regulation replaces the *Petroleum Products Subsidy (1997 Act) Regulation 1999*, which is repealed on 1 September 2004 by section 10 (2) of the *Subordinate Legislation Act 1989*.

3 Definitions and notes

(1) In this Regulation:

the Act means the *Petroleum Products Subsidy Act 1997*.

zone means a zone prescribed by clause 4.

(2) Notes in the text of this Regulation do not form part of this Regulation.

Clause 4 Petroleum Products Subsidy Regulation 2004

Part 2 Subsidies

Part 2 Subsidies

4 Zones

For the purposes of section 4 (1) of the Act, the State is divided into 5 zones, with boundaries as specified in Schedule 1.

Petroleum Products Subsidy Regulation 2004

Clause 5

Records

Part 3

Part 3 Records

5 Records to be kept in relation to purchases of petroleum products

- (1) The following persons must keep the records required to be kept by this clause:
- (a) a registered person,
 - (b) a zone retailer or zone consumer who purchases subsidised petroleum products from a registered person.

Maximum penalty: 50 penalty units.

- (2) For each purchase of petroleum products, separate records must be made showing:
- (a) the name and address of the vendor, and
 - (b) the price at which the petroleum products were purchased, and
 - (c) the date of the purchase, and
 - (d) the volume (in litres) of the petroleum products, and
 - (e) the address of the place at which the petroleum products were delivered to the purchaser.
- (3) However, a person is not required to keep a record in respect of the following:
- (a) any petroleum products (including diesel fuel) purchased by the person in the course of an ordinary retail sale,
 - (b) any diesel fuel purchased by the person from a person who sold it by retail in the ordinary course of a business or activity conducted by the retailer if the quantity of diesel fuel purchased does not exceed 100 litres.

6 Records to be kept by zone consumers in relation to consumption of petroleum products

- (1) A zone consumer must keep, or cause to be kept, such records as are necessary, in connection with the consumer's consumption of petroleum products, to enable the assessment of whether a subsidy may be claimed in respect of those petroleum products.

Clause 7 Petroleum Products Subsidy Regulation 2004

Part 3 Records

- (2) Without limiting subclause (1), a zone consumer must, for each purchase of petroleum products by the zone consumer, keep a copy of the invoice for the sale together with a record of such of the following information as is not contained in the invoice:
- (a) the name and address of the person from whom the petroleum products were purchased,
 - (b) the volume (in litres) of petroleum products purchased,
 - (c) the date on which the petroleum products were purchased,
 - (d) the address at which the petroleum products were delivered to the purchaser.
- (3) However, a record is not required to be kept in respect of the following:
- (a) any petroleum products (including diesel fuel) purchased in the course of an ordinary retail sale,
 - (b) any purchase of diesel fuel if the quantity purchased does not exceed 100 litres.
- (4) A zone consumer must not fail to comply with this clause.
Maximum penalty: 50 penalty units.

7 Records to be kept by registered persons in relation to sales of petroleum products

- (1) A registered person who sells petroleum products (other than by retail sale by means of a pump that has an accumulative sales meter) in the ordinary course of a business or activity must keep the records required to be kept by this clause.
Maximum penalty: 50 penalty units.
- (2) For each sale of petroleum products to which this clause applies, separate records must be made showing:
- (a) the name and (if known) the address of the purchaser, and
 - (b) the number of the purchaser's certificate of registration or a statement to the effect that the purchaser is unregistered, as the case requires, and
 - (c) the price at which the petroleum products were sold, and
 - (d) the date of the sale, and
 - (e) the volume (in litres) of the petroleum products, and

Petroleum Products Subsidy Regulation 2004

Clause 8

Records

Part 3

-
- (f) in the case of a sale of motor spirit, the grade of the motor spirit, and
 - (g) the address of the place at which the petroleum products were delivered to the purchaser.
- (3) The records referred to in subclause (2) may be in the form of invoices or copies of invoices containing the required particulars or in any other form.
- (4) For each sale of petroleum products, separate records must be made showing the volume (in litres) of petroleum products held in stock at the end of each month.
- (5) In this clause:
- certificate of registration* means a certificate issued under section 8 of the Act.

8 Records to be kept in relation to retail sales in a zone

- (1) A person who sells petroleum products by retail, by means of a pump that has an accumulative sales meter, in the ordinary course of a business or activity that is conducted in New South Wales on premises in a zone must keep the records required to be kept by this clause.
- Maximum penalty: 50 penalty units.
- (2) For petroleum products that are sold from a fixed storage tank by means of one or more pumps that each have an accumulative sales meter, separate records must be made showing, for each pump:
- (a) the volume (in litres) of petroleum products sold by the person each day through the pump, and
 - (b) details of each reading taken from the meter in accordance with subclause (5), including:
 - (i) the time and date of the reading, and
 - (ii) the volume (in litres) of petroleum products shown by the meter as having been pumped and, in the case of motor spirit, the grade of motor spirit to which the reading relates, and
 - (iii) if the petroleum products were dispensed otherwise than for the purpose of sale, an explanation of the purpose for which the products were so dispensed and details of their destination.

Clause 9 Petroleum Products Subsidy Regulation 2004

Part 3 Records

- (3) For any single sale of diesel fuel in excess of 100 litres, if the diesel fuel is sold as referred to in subclause (2) and is not delivered into the running tank of a road vehicle, a separate record must be made showing:
- (a) the date on which the petroleum products were sold, and
 - (b) the volume (in litres) of petroleum products sold, and
 - (c) the price (per litre) at which the petroleum products were sold, and
 - (d) the name and address of the purchaser.
- (4) For all petroleum products sold, separate records must be made showing the volume (in litres) of petroleum products held in stock at the end of each month.
- (5) For the purposes of the records referred to in subclause (2) (b), readings from the accumulative sales meter must be taken on the following occasions:
- (a) immediately after the pump is installed (whether as a replacement pump or a new pump),
 - (b) at least once daily,
 - (c) immediately before and immediately after each alteration or adjustment is made to the meter,
 - (d) immediately before and immediately after motor spirit or diesel fuel is dispensed otherwise than for sale,
 - (e) immediately before the pump is removed.

9 General provisions relating to keeping records

- (1) If any petroleum products consist of motor spirit of different grades or both motor spirit and diesel fuel, a requirement under this Part to record the price or volume of the petroleum products is not complied with unless the prices or volumes of the different kinds (including, in the case of motor spirit, the different grades) of petroleum products are separately recorded.
- (2) All records required to be kept under this Part must be made in the English language, and the entries in each record must be arranged in chronological order according to the time of each purchase, sale or other matter to which the entry relates.

Petroleum Products Subsidy Regulation 2004

Clause 10

Records

Part 3

- (3) All records required to be kept under this Part must be kept for 5 years after the end of the financial year to which the records relate.

Maximum penalty: 50 penalty units.

10 No obligation to duplicate records

If more than one provision of this Part requires a person to keep a record and the provisions can be complied with by the keeping of a single record, it is sufficient compliance with each of those provisions that only one such record be kept.

Clause 11 Petroleum Products Subsidy Regulation 2004

Part 4 Miscellaneous

Part 4 Miscellaneous

11 Saving arising on repeal of former regulation

Any act, matter or thing that, immediately before the repeal of the *Petroleum Products Subsidy (1997 Act) Regulation 1999*, had effect under that Regulation continues to have effect under this Regulation.

Petroleum Products Subsidy Regulation 2004

Zone boundaries

Schedule 1

Schedule 1 Zone boundaries

(Clause 4)

Zone 1

The towns of Bonshaw, Jennings, Tenterfield, Boggabilla and Mungindi and the area bounded by the border between the State of New South Wales and the State of Queensland, the Tweed River, Terranora Inlet and the Cobaki Broadwater.

Zone 2

The area bounded by the border between the State of New South Wales and the State of Queensland to the North, the Pacific Ocean to the East, latitude 29 degrees 21 minutes South to the South and the border between the State of New South Wales and the State of South Australia to the West, excluding the areas in Zone 1.

Zone 3

The area bounded by latitude 29 degrees 21 minutes South to the North, the Pacific Ocean to the East, latitude 30 degrees South to the South and the border between the State of New South Wales and the State of South Australia to the West.

Zone 4

The area bounded by latitude 30 degrees South to the North, the Pacific Ocean to the East, latitude 30 degrees 22 minutes South to the South and the border between the State of New South Wales and the State of South Australia to the West.

Zone 5

The area bounded by latitude 30 degrees 22 minutes South to the North, the Pacific Ocean to the East, latitude 30 degrees 41 minutes South to the South and the border between the State of New South Wales and the State of South Australia to the West.



New South Wales

Poisons and Therapeutic Goods Amendment (Dental Hygienists) Regulation 2004

under the

Poisons and Therapeutic Goods Act 1966

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Poisons and Therapeutic Goods Act 1966*.

MORRIS IEMMA, M.P.,
Minister for Health

Explanatory note

The object of this Regulation is to amend the *Poisons and Therapeutic Goods Regulation 2002* to authorise dental hygienists to be in possession of, and be supplied with wholesale quantities of, certain local anaesthetics that they are authorised to administer, in certain circumstances, under the *Dental Practice Regulation 2004* (which is to be commenced on the same date as this Regulation).

This Regulation is made under the *Poisons and Therapeutic Goods Act 1966*, including the definition of *supply by wholesale* in section 4 (1) and section 45C (the general regulation-making power).

Clause 1 Poisons and Therapeutic Goods Amendment (Dental Hygienists)
 Regulation 2004

Poisons and Therapeutic Goods Amendment (Dental Hygienists) Regulation 2004

under the

Poisons and Therapeutic Goods Act 1966

1 Name of Regulation

This Regulation is the *Poisons and Therapeutic Goods Amendment (Dental Hygienists) Regulation 2004*.

2 Commencement

This Regulation commences on 15 August 2004.

3 Amendment of Poisons and Therapeutic Goods Regulation 2002

The *Poisons and Therapeutic Goods Regulation 2002* is amended as set out in Schedule 1.

Poisons and Therapeutic Goods Amendment (Dental Hygienists)
Regulation 2004

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 3)

Appendix C Supply by wholesale

Insert after clause 8:

8A Dental hygienists

- (1) A dental hygienist is authorised to be in possession of the following substances for use in connection with an activity prescribed in clause 6 of the *Dental Practice Regulation 2004*:
 - benzocaine
 - lignocaine
 - mepivacaine
 - prilocaine
 - procaine
- (2) In this clause, *dental hygienist* means a registered dental hygienist under the *Dental Practice Act 2001*.



New South Wales

Public Finance and Audit Amendment (NSW Businesslink Pty Limited) Regulation 2004

under the

Public Finance and Audit Act 1983

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Public Finance and Audit Act 1983*.

MICHAEL EGAN, M.L.C.,
Treasurer

Explanatory note

Division 4 of Part 3 of the *Public Finance and Audit Act 1983* (*the Act*) enables the Auditor-General, at the request of the Treasurer, a Minister or certain other persons, to audit statutory bodies referred to in section 44 of the Act.

The object of this Regulation is to prescribe, under section 44 (1) (a) of the Act, NSW Businesslink Pty Limited as a statutory body for the purposes of Division 4 of Part 3 of the Act.

This Regulation is made under the *Public Finance and Audit Act 1983*, including sections 44 and 64 (the general regulation-making power).

Clause 1 Public Finance and Audit Amendment (NSW Businesslink Pty Limited)
Regulation 2004

Public Finance and Audit Amendment (NSW Businesslink Pty Limited) Regulation 2004

under the

Public Finance and Audit Act 1983

1 Name of Regulation

This Regulation is the *Public Finance and Audit Amendment (NSW Businesslink Pty Limited) Regulation 2004*.

2 Amendment of Public Finance and Audit Regulation 2000

The *Public Finance and Audit Regulation 2000* is amended by inserting in appropriate order in clause 20 (1):

(au) NSW Businesslink Pty Limited.



New South Wales

Road Transport (Safety and Traffic Management) (Road Rules) Amendment (Parramatta Stadium Trust) Regulation 2004

under the

Road Transport (Safety and Traffic Management) Act 1999

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

CARL SCULLY, M.P.,
Minister for Roads

Explanatory note

The object of this Regulation is to prescribe the Parramatta Stadium Trust as a **declared organisation** within the meaning of the *Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999* and to specify its area of operations. As a result, the Parramatta Stadium Trust will be a **parking authority** within the meaning of that Regulation and will be empowered to establish and operate pay parking schemes, and to issue parking permits, under that Regulation in relation to its area of operations.

This Regulation is made under the *Road Transport (Safety and Traffic Management) Act 1999*, including section 71 (the general regulation-making power) and clause 2 of Schedule 1.

Clause 1 Road Transport (Safety and Traffic Management) (Road Rules)
Amendment (Parramatta Stadium Trust) Regulation 2004

Road Transport (Safety and Traffic Management) (Road Rules) Amendment (Parramatta Stadium Trust) Regulation 2004

under the

Road Transport (Safety and Traffic Management) Act 1999

1 Name of Regulation

This Regulation is the *Road Transport (Safety and Traffic Management) (Road Rules) Amendment (Parramatta Stadium Trust) Regulation 2004*.

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

The *Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999* is amended by inserting in alphabetical order of organisations in Schedule 3:

| | |
|--------------------------|--|
| Parramatta Stadium Trust | Trust land within the meaning of the <i>Parramatta Stadium Trust Act 1988</i> except for lots 951, 958, 959, 960 and 965 in the plan filed in the office of the Registrar-General as Deposited Plan 42643. |
|--------------------------|--|



Treasury Corporation Regulation 2004

under the

Treasury Corporation Act 1983

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Treasury Corporation Act 1983*.

MICHAEL EGAN, M.L.C.,
Treasurer

Explanatory note

The object of this Regulation is to remake, without any change in substance, the *Treasury Corporation Regulation 1999*. The new Regulation:

- (a) requires the Treasury Corporation to notify the holders of securities of its intention to replace them with other securities, and
- (b) specifies the manner in which the holder of securities may object to their replacement.

This Regulation is made under the *Treasury Corporation Act 1983*, including sections 9B and 13 (the general regulation-making power).

This Regulation comprises or relates to matters of a machinery nature.

Treasury Corporation Regulation 2004

Contents

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Treasury Corporation Regulation 2004

Clause 1

Treasury Corporation Regulation 2004

under the

Treasury Corporation Act 1983

1 Name of Regulation

This Regulation is the *Treasury Corporation Regulation 2004*.

2 Commencement

This Regulation commences on 1 September 2004.

Note. This Regulation replaces the *Treasury Corporation Regulation 1999* which is repealed on 1 September 2004 by section 10 (2) of the *Subordinate Legislation Act 1989*.

3 Definitions and notes

(1) In this Regulation:

existing securities means securities that the Corporation proposes to replace, as referred to in section 9B (2) of the Act.

new securities means securities with which the Corporation proposes to replace existing securities.

proposed replacement date, in relation to the replacement of existing securities, means the date specified in the notice under clause 4 as the date on which the Corporation proposes to replace those securities.

securities means securities and other like instruments evidencing financial accommodation.

the Act means the *Treasury Corporation Act 1983*.

(2) Notes included in this Regulation do not form part of this Regulation.

4 Notice of intended replacement of securities

(1) The Corporation must cause notice of its intention to replace existing securities to be served on the holders of those securities.

Clause 5 Treasury Corporation Regulation 2004

- (2) The notice:
 - (a) must specify the date on or after which it is proposed to replace the existing securities, and
 - (b) must set out the terms and conditions of the new securities, and
 - (c) must state that the holder may, not later than the proposed replacement date, object to the replacement of the existing securities, and
 - (d) must state that such an objection will operate to prevent the existing securities from being replaced.
- (3) The proposed replacement date must not be earlier than 14 days after the notice is served.
- (4) The notice is sufficiently served on a holder of existing securities if it is sent by any means to the address of the holder, as advised to the Corporation by the person or body by whom those securities were issued.

5 Objections

- (1) For the purposes of section 9B (2) (a) of the Act, the manner in which a holder of existing securities may object to their replacement is by causing written notice of the objection to be lodged with the Corporation before the proposed replacement date.
- (2) The objection does not have effect until the proposed replacement date, and may be withdrawn by the objector at any time before that date.

6 Saving

Any act, matter or thing which, immediately before the repeal of the *Treasury Corporation Regulation 1999*, had effect under that Regulation is taken to have effect under this Regulation.

OFFICIAL NOTICES

Appointments

The Cabinet Office, Sydney
11 August 2004

CONSTITUTION ACT 1902

Ministerial Arrangements During the Absence of the Minister for Justice and Minister Assisting the Premier on Citizenship

PURSUANT to section 36 of the Constitution Act 1902, Her Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable F. E. Sartor, M.P., Minister for Energy and Utilities, Minister for Science and Medical Research, Minister Assisting the Minister for Health (Cancer) and Minister Assisting the Premier on the Arts, be authorised to act for and on behalf of the Minister for Justice, as on and from 11 August 2004, with a view to him performing the duties of the Honourable J. Hatzistergos, M.L.C., during his absence from duty.

BOB CARR,
Premier

The Cabinet Office, Sydney
11 August 2004

CONSTITUTION ACT 1902

Ministerial Arrangements During the Absence from the State of the Treasurer and Minister for State Development

PURSUANT to section 36 of the Constitution Act 1902, Her Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable M. Costa, M.L.C., Minister for Transport Services, Minister for the Hunter and Minister Assisting the Minister for State Development, be authorised to act for and on behalf of the Treasurer, from 14 August 2004, with a view to him performing the duties of the Honourable M. R. Egan, M.L.C., during his absence from the State.

BOB CARR,
Premier

The Cabinet Office, Sydney
11 August 2004

CONSTITUTION ACT 1902

Ministerial Arrangements During the Absence from the State of the Treasurer and Minister for State Development

PURSUANT to section 36 of the Constitution Act 1902, Her Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable D. A. Campbell, M.P., Minister for Regional Development, Minister for the Illawarra and Minister for Small Business, be authorised to act for and on behalf of the Minister for State Development, from 14 August 2004, with a view to him performing the duties of the Honourable M. R. Egan, M.L.C., during his absence from the State.

BOB CARR,
Premier

GAME AND FERAL ANIMAL CONTROL ACT 2002

Appointment of Member to the Game Council of New South Wales

IN pursuance of the provisions of section 8 (g) of the Game and Feral Animal Control Act 2002 the following person has been appointed to fill the position as Crown Lands representative on the Game Council of New South Wales:

Mr Warwick WATKINS of Mortlake
for a term expiring on 25 November 2005.

Dated this 27th day of July, 2004.

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

STATE RECORDS ACT 1998

Appointment of Member
Board of the State Records Authority of
New South Wales

HER Excellency the Governor, with the advice of the Executive Council, has approved, pursuant to section 69 of the State Records Act 1998, the following person being appointed as a member of the Board of the State Records Authority of New South Wales from 13 August 2004 to 31 December 2004:

- (i) David Glynn PALLOT, pursuant to Section 69 (2) (a) and (3) (a) (new appointment)

BOB CARR, M.P.,
Premier and Minister for the Arts

Department of Infrastructure, Planning and Natural Resources

Infrastructure and Planning



New South Wales

Blacktown Local Environmental Plan 1988 (Amendment No 196)

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*. (P01/00301/S69)

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

Clause 1 Blacktown Local Environmental Plan 1988 (Amendment No 196)

Blacktown Local Environmental Plan 1988 (Amendment No 196)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Blacktown Local Environmental Plan 1988 (Amendment No 196)*.

2 Aim of plan

This plan aims to allow, with the consent of the Council of the City of Blacktown, development for the purpose of a service centre on the land to which this plan applies.

3 Land to which plan applies

This plan applies to Lot 142, DP 1050487, Sunnyholt Road, Parklea, as shown edged heavy black on the map marked "Blacktown Local Environmental Plan 1988 (Amendment No 196)" deposited in the office of the Council of the City of Blacktown.

4 Amendment of Blacktown Local Environmental Plan 1988

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

Blacktown Local Environmental Plan 1988 (Amendment No 196)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 41A Development of certain land for additional purposes

Omit “(and as shown edged heavy black on the map marked “Blacktown Local Environmental Plan 1988 (Amendment No 139))”.

[2] Clause 41A, Table

Insert at the end of the Table:

Lot 142, DP 1050487, Sunnyholt Road, Service centre.
Parklea, as shown edged heavy black on
the map marked “Blacktown Local
Environmental Plan 1988 (Amendment
No 196)”.



Burwood Local Environmental Plan No 62

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*. (S03/01527/S69)

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

Clause 1 Burwood Local Environmental Plan No 62

Burwood Local Environmental Plan No 62

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Burwood Local Environmental Plan No 62*.

2 Aims of plan

This plan aims:

- (a) to rezone the land to which this plan applies from Residential "A" to Special Uses "A" (Parking and Landscaping) under the *Burwood Planning Scheme Ordinance*, and
- (b) to allow use of the land for parking and landscaping in conjunction with the adjoining church.

3 Land to which plan applies

This plan applies to land situated in the local government area of Burwood, being land known as 6 Wychbury Avenue, Croydon (Lot 49, DP 11902), as shown coloured yellow, edged heavy red and lettered red "Parking and Landscaping" on the map marked "Burwood Local Environmental Plan No 62" deposited in the office of Burwood Council.

4 Amendment of Burwood Planning Scheme Ordinance

The *Burwood Planning Scheme Ordinance* is amended by inserting in appropriate order in the definition of *scheme map* in clause 4 (1) the following words:

Burwood Local Environmental Plan No 62



Kiama Local Environmental Plan 1996 (Amendment No 22)

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*. (W95/00063/PC)

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

Clause 1 Kiama Local Environmental Plan 1996 (Amendment No 22)

Kiama Local Environmental Plan 1996 (Amendment No 22)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Kiama Local Environmental Plan 1996 (Amendment No 22)*.

2 Aims of plan

The aims of this plan are:

- (a) to rezone land to which this plan applies to Zone No 1 (a) Rural "A", Zone No 2 (a) Residential "A" and Zone No 7 (b1) Rural Environmental Protection (Wetlands Buffer) under *Kiama Local Environmental Plan 1996*,
- (b) to provide planning objectives for the "Cedar Grove" urban release area, and
- (c) to protect existing cultural heritage, and
- (d) to preserve a natural riparian area on the land.

This land was a deferred matter (within the meaning of section 68 (5) of the *Environmental Planning and Assessment Act 1979*) when *Kiama Local Environmental Plan 1996* commenced.

3 Land to which plan applies

This plan applies to land situated in the area of Kiama, being the land shown edged heavy black on the map marked "Kiama Local Environmental Plan 1996 (Amendment No 22)" deposited in the office of the Council of the Municipality of Kiama.

4 Amendment of Kiama Local Environmental Plan 1996

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

Kiama Local Environmental Plan 1996 (Amendment No 22)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 2 Land to which plan applies

Insert at the end of clause 2 (2):

Kiama Local Environmental Plan 1996 (Amendment No 22)

[2] Clause 6 Definitions

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

Kiama Local Environmental Plan 1996 (Amendment No 22)

[3] Clause 20B

Insert after clause 20A:

20B Development in the “Cedar Grove” urban release area

- (1) This clause applies to land shown edged heavy black on the map marked “Kiama Local Environmental Plan 1996 (Amendment No 22)” and known as the “Cedar Grove” urban release area.
- (2) The Council, in considering any development application for urban purposes on land to which this clause applies, is to ensure that the development is consistent with the following planning objectives for the “Cedar Grove” urban release area:
 - (a) a defined urban edge is created on the Kiama town boundaries that:
 - (i) provides an effective natural buffer separating urban land and agricultural land to the south, and
 - (ii) provides a visually attractive interface with rural land as viewed from rural and urban locations, and
 - (iii) has regard to natural landscape features within the area,
 - (b) the effective incorporation of three existing dwellings and their immediate residential curtilages into the subdivision design layout if they are retained,

Kiama Local Environmental Plan 1996 (Amendment No 22)

Schedule 1 Amendments

-
- (c) all road drainage and residential lots are connected to stormwater reticulation that is connected to a stormwater detention pond (if the Council is satisfied such a pond should be required) and water pollution control devices for treatment prior to discharge in order to protect the Willow Gully Creek and Spring Creek catchments and natural ecosystems and biodiversity supported by those streams and associated waterbodies,
 - (d) access is provided for fire fighting vehicles to perimeter rural land for bush fire fighting purposes,
 - (e) pedestrian ways and cycleways are provided within the residential estate that link with public land within and outside the estate, the existing residential estate on the northern side of Jamberoo Road and the township of Kiama,
 - (f) the part of the land to which this clause applies that is within Zone No 7 (b1) is to be revegetated and preserved as a natural riparian area to be enjoyed in connection with the proposed development,
 - (g) the preservation and restoration of the existing dry stone wall located on the western boundary of the land to which this clause applies,
 - (h) cleared rural land within Zone No 1 (a) on the southern fringe of the proposed residential estate is revegetated as a natural forested buffer area separating the residential estate from agricultural land on the plateau above the estate to the immediate south,
 - (i) effective screen planting and landscaping is provided along the southern side of Jamberoo Road adjacent to the proposed residential estate for town entry beautification and residential estate embellishment purposes,
 - (j) pedestrian and traffic safety is provided for at the point of access to the planned residential estate where it connects to Jamberoo Road,
 - (k) residential development in the proposed estate aims to achieve a minimum site density of 15 dwellings per hectare and is designed to complement the character of the subject land having regard to existing natural landform, riparian features, remnant native vegetation and cultural heritage,

Kiama Local Environmental Plan 1996 (Amendment No 22)

Amendments

Schedule 1

-
- (l) new urban development consistent with what the Council is satisfied are “best practice” neighbourhood and environmental design principles, including:
 - (i) accessibility,
 - (ii) energy efficiency,
 - (iii) urban form and design in both the private and public realms,
 - (iv) livableness and neighbourhood character, and
 - (v) housing choice, and
 - (m) residential development in the planned estate that is not located on flood prone land and is designed in a way that protects existing development downstream from flooding as a consequence of development in the proposed estate.
- (3) A person must not alter or demolish (as defined in clause 42) a dry stone wall on land to which this clause applies except with the consent of the Council.
 - (4) A person must not damage or destroy any Aboriginal site on land to which this clause applies except with any necessary consent or permission under the *National Parks and Wildlife Act 1974*.
 - (5) Notwithstanding any other provision of this plan, a person, with the consent of the Council, may on land to which this clause applies, carry out development for the purpose of villa homes and courtyard housing to a maximum height of 2 storeys but only on lots created specifically for that purpose and identified as such in a plan of subdivision for which consent has been granted.



Leeton Local Environmental Plan No 41

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*. (S01/00472/S69)

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

Clause 1 Leeton Local Environmental Plan No 41

Leeton Local Environmental Plan No 41

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Leeton Local Environmental Plan No 41*.

2 Aims of plan

This plan aims:

- (a) to rezone part of the land to which this plan applies (being land under *Leeton Local Environmental Plan No 4*) to Industrial (Zone 4 (c)) under *Leeton Local Environmental Plan No 35 (LEP No 35)*, and
- (b) to rezone the remaining land (being land under LEP No 35) to partly Industrial (Zone 4 (c)) and partly Industrial Buffer (Zone 7 (b)) under that plan.

3 Land to which plan applies

This plan applies to Lots 1, 3 and 4, DP 1024392, Massey Avenue, Leeton and part of Lot 1, DP 774934 and part of Lot 186, DP 751742, Vance Road, Leeton, as shown distinctively coloured and lettered on the map marked "Leeton Local Environmental Plan No 41" deposited in the office of Leeton Shire Council.

4 Amendment of Leeton Local Environmental Plan No 35

Leeton Local Environmental Plan No 35 is amended by inserting in appropriate order in the definition of *the map* in Schedule 1 the following words:

Leeton Local Environmental Plan No 41



Rockdale Local Environmental Plan 2000 (Amendment No 25)

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*. (S04/00079/S69)

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

Clause 1 Rockdale Local Environmental Plan 2000 (Amendment No 25)

Rockdale Local Environmental Plan 2000 (Amendment No 25)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Rockdale Local Environmental Plan 2000 (Amendment No 25)*.

2 Aims of plan

This plan aims to clarify and update the provisions in *Rockdale Local Environmental Plan 2000 (the 2000 plan)* relating to exempt and complying development as part of a review and amendment of *Rockdale Development Control Plan No 57—Exempt and Complying Development (DCP)* so as:

- (a) to amend zoning tables in the 2000 plan to provide that exempt development is permissible without development consent, and
- (b) to insert references in the 2000 plan to the new adoption date of the amended DCP, and
- (c) to repeal and amend provisions in the 2000 plan relating to outdoor advertising, providing that development for the purpose of an advertisement (other than development that is exempt development) may be carried out only with development consent.

3 Land to which plan applies

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

4 Amendment of Rockdale Local Environmental Plan 2000

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

Rockdale Local Environmental Plan 2000 (Amendment No 25)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 13 Exempt and complying development

Omit “11 August 1999” wherever occurring in clause 13 (1)–(3).

Insert instead “9 June 2004”.

[2] Clause 13 (4)

Omit “on 11 August 1999”.

[3] Clause 22 Outdoor advertising

Omit clause 22 (1).

[4] Clause 22 (2)

Omit the subclause. Insert instead:

- (2) Development for the purpose of an advertisement (other than development that is exempt development) may be carried out only with development consent.

[5] Clause 22 (6) (b) (i)

Omit the subparagraph.

[6] Appendix 1 Outdoor advertising

Omit Appendix 1 to Part 1.

[7] Clause 28 Residential zone particulars

Omit “No development.” wherever occurring under the heading “**Without Development Consent**” in the matter relating to Zones 2 (a1), 2 (a), 2 (b) and 2 (c).

Insert instead “Exempt development.”.

[8] Clause 36 Business zone particulars

Omit “No development.” wherever occurring under the heading “**Without Development Consent**” in the matter relating to Zones 3 (a), 3 (b) and 3 (c).

Insert instead “Exempt development.”.

Rockdale Local Environmental Plan 2000 (Amendment No 25)

Schedule 1 Amendments

[9] Clause 42 Industrial zone particulars

Omit “No development.” wherever occurring under the heading “**Without Development Consent**” in the matter relating to Zones 4 (b) and 4 (d).

Insert instead “Exempt development.”.

[10] Clause 49 Special Uses zone particulars

Omit “No development.” under the heading “**Without Development Consent**” in the matter relating to Zone 5.

Insert instead “Exempt development.”.

[11] Clause 51 Open space zone particulars

Insert “Exempt development.” at the end of the matter relating to Zones 6 (a) and 6 (b) under the heading “**Without Development Consent**”.



Wagga Wagga Local Environmental Plan—Reclassification of Public Land (Amendment No 3)

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*. (Q03/00219/PC)

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

Clause 1 Wagga Wagga Local Environmental Plan—Reclassification of Public Land
(Amendment No 3)

Wagga Wagga Local Environmental Plan— Reclassification of Public Land (Amendment No 3)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Wagga Wagga Local Environmental Plan—Reclassification of Public Land (Amendment No 3)*.

2 Aims of plan

- (1) This plan aims:
 - (a) to reclassify the land to which this plan applies, being land owned by Wagga Wagga City Council, from community land to operational land within the meaning of the *Local Government Act 1993 (the 1993 Act)*, and
 - (b) to enable the Council to sell, lease or license for a period greater than 21 years, or otherwise deal with, the land.
- (2) This plan also aims to incidentally make more extensive provisions in *Wagga Wagga Local Environmental Plan—Reclassification of Public Land* for the classification or reclassification of public land as operational land as a consequence of major changes to the statutory scheme in section 30 (Reclassification of community land as operational) of the 1993 Act.

3 Land to which plan applies

This plan applies to land situated in the City of Wagga Wagga, being:

- (a) Lot 1, DP 823346, Byrnes Road, Bomen, and
- (b) Lots 17 and 19, DP 255148, Tasman Road, East Wagga Wagga, and

Wagga Wagga Local Environmental Plan—Reclassification of Public Land
(Amendment No 3)

Clause 4

(c) Lot 6, DP 262198, and known as 351 Edward Street, Wagga Wagga,

as shown edged heavy black on the map marked “Wagga Wagga Local Environmental Plan—Reclassification of Public Land (Amendment No 3)” deposited in the office of the Council of the City of Wagga Wagga.

**4 Amendment of Wagga Wagga Local Environmental Plan—
Reclassification of Public Land**

Wagga Wagga Local Environmental Plan—Reclassification of Public Land is amended as set out in Schedule 1.

Wagga Wagga Local Environmental Plan—Reclassification of Public Land
(Amendment No 3)

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 4)

[1] Clause 3 Land to which plan applies

Insert in appropriate order:

Wagga Wagga Local Environmental Plan—Reclassification
of Public Land (Amendment No 3)

[2] Clause 4

Omit the clause. Insert instead:

4 Reclassification of public land as operational land

- (1) The public land described in the Schedule is reclassified as operational land for the purposes of the *Local Government Act 1993*, subject to this clause.
- (2) Land described in Part 2 of the Schedule:
 - (a) to the extent (if any) that the land is a public reserve, does not cease to be a public reserve, and
 - (b) continues to be affected by any trusts, estates, interests, dedications, conditions, restrictions or covenants by which it was affected before its reclassification as operational land.
- (3) Land described in Columns 1 and 2 of Part 3 of the Schedule, to the extent (if any) that it is a public reserve, ceases to be a public reserve on the commencement of the relevant amending plan and, by the operation of that plan, is discharged from all trusts, estates, interests, dedications, conditions, restrictions and covenants affecting the land or any part of the land except:
 - (a) those (if any) specified for the land in Column 3 of Part 3 of the Schedule, and
 - (b) any reservations that except land out of a Crown grant relating to the land, and
 - (c) reservations of minerals (within the meaning of the *Crown Lands Act 1989*).

Wagga Wagga Local Environmental Plan—Reclassification of Public Land
(Amendment No 3)

Amendments

Schedule 1

-
- (4) In this clause, *the relevant amending plan*, in relation to land described in Part 3 of the Schedule, means the local environmental plan that inserted the description of the land into that Part.
- (5) Before the relevant amending plan inserted the description of land into Part 3 of the Schedule, the Governor approved of subclause (3) applying to the land.
- (6) Land described in Part 1 of the Schedule is not affected by the amendments to section 30 of the *Local Government Act 1993* made by the *Local Government Amendment (Community Land Management) Act 1998*.

[3] Schedule

Insert “(Clause 4)” after the heading.

[4] Schedule, Part 1

Insert before the heading “**Bomen**”:

**Part 1 Land reclassified under original
section 30 of Local Government
Act 1993**

[5] Schedule, Parts 2 and 3

Insert at the end of the Schedule:

**Part 2 Land reclassified under amended
section 30 of Local Government
Act 1993—interests not changed**

| Locality | Description |
|--------------|------------------|
| Bomen | |
| Byrnes Road | Lot 1, DP 823346 |

Wagga Wagga Local Environmental Plan—Reclassification of Public Land
(Amendment No 3)

Schedule 1 Amendments

**Part 3 Land reclassified under amended
section 30 of Local Government
Act 1993—interests changed**

| Column 1 | Column 2 | Column 3 |
|-------------------------|--------------------|--|
| Locality | Description | Trusts etc not discharged |
| East Wagga Wagga | | |
| Tasman Road | Lot 17, DP 255148 | Any subsisting interests, including an easement for transmission line, that are noted on Certificate of Title Folio Identifier 17/255148 |
| Tasman Road | Lot 19, DP 255148 | Any subsisting interests, including an easement for transmission line, that are noted on Certificate of Title Folio Identifier 19/255148 |
| Wagga Wagga | | |
| 351 Edward Street | Lot 6, DP 262198 | Easement to drain sewage, and covenant (N742991), as noted on Certificate of Title Folio Identifier 6/262198 |



City of Wollongong Local Environmental Plan 1990 (Amendment No 224)

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*. (W03/00137/S69)

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

Clause 1 City of Wollongong Local Environmental Plan 1990 (Amendment No 224)

City of Wollongong Local Environmental Plan 1990 (Amendment No 224)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *City of Wollongong Local Environmental Plan 1990 (Amendment No 224)*.

2 Aims of plan

This plan aims:

- (a) to rezone part of the land to which this plan applies from partly Zone No 2 (b) (the Medium Density Residential Zone) and partly Special Uses (Railways) to Zone No 2 (b) under the *City of Wollongong Local Environmental Plan 1990 (the 1990 plan)*, and
- (b) to rezone the remaining land from Zone No 6 (a) (the Public Recreation Zone) to Zone No 2 (b) under the 1990 plan and to reclassify that land from community land to operational land within the meaning of the *Local Government Act 1993*, and
- (c) to provide the opportunity for additional floor space where the development of the land satisfies nominated sustainable development standards.

3 Land to which plan applies

- (1) To the extent that this plan rezones part of the land, it applies to Lot 1, DP 881773, Brompton Road, Bellambi, as shown edged heavy black on the map marked "City of Wollongong Local Environmental Plan 1990 (Amendment No 224)" deposited in the office of the Council of the City of Wollongong.
- (2) To the extent that this plan rezones and reclassifies the remaining land, it applies to Lot A, DP 881773, Brompton Road, Bellambi, as shown edged heavy black on that map.

City of Wollongong Local Environmental Plan 1990 (Amendment No 224) Clause 4

- (3) To the extent that this plan provides for additional floor space, it applies to Lots 1 and A, DP 881773, Brompton Road, Bellambi, as shown edged heavy black on that map.

4 Amendment of City of Wollongong Local Environmental Plan 1990

The *City of Wollongong Local Environmental Plan 1990* is amended as set out in Schedule 1.

City of Wollongong Local Environmental Plan 1990 (Amendment No 224)

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 4)

[1] Clause 6 Definitions

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

City of Wollongong Local Environmental Plan 1990
(Amendment No 224)

[2] Clause 12 Floor space ratios

Insert after clause 12 (6):

- (7) Despite subclauses (1)–(3), a person may, on land being Lots 1 and A, DP 881773, Brompton Road, Bellambi, as shown edged heavy black on the map marked “City of Wollongong Local Environmental Plan 1990 (Amendment No 224)”, erect residential flats with a floor space ratio greater than 0.5:1 but not exceeding 0.75:1, provided that the development satisfies the sustainable development standards set out in *Development Control Plan No 53: Bellambi Station Redevelopment*, as adopted by the Council on 23 February 2004.

[3] Schedule 4A

Omit the heading to the Schedule. Insert instead:

Schedule 4A Classification or reclassification of public land as operational land

[4] Schedule 4A

Insert at the end of the Schedule:

Lot A, DP 881773, Brompton Road, Bellambi, as shown edged heavy black on the map marked “City of Wollongong Local Environmental Plan 1990 (Amendment No 224)”.



City of Wollongong Local Environmental Plan 1990 (Amendment No 226)

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*. (W00/00024/S69)

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

Clause 1 City of Wollongong Local Environmental Plan 1990 (Amendment No 226)

City of Wollongong Local Environmental Plan 1990 (Amendment No 226)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *City of Wollongong Local Environmental Plan 1990 (Amendment No 226)*.

2 Aims of plan

This plan aims to rezone the land to which this plan applies to partly Zone No 2 (b) (the Medium Density Residential Zone) and partly Zone No 7 (b) (the Environmental Protection Conservation Zone) under the *City of Wollongong Local Environmental Plan 1990* to provide for suitable medium density housing and the conservation of a creek corridor.

3 Land to which plan applies

This plan applies to land situated in the City of Wollongong, being Lot 1, DP 608651, Franklin Avenue, Bulli, as shown edged heavy black and lettered "2 (b)" or "7 (b)" on the map marked "City of Wollongong Local Environmental Plan 1990 (Amendment No 226)" deposited in the office of the Council of the City of Wollongong.

4 Amendment of City of Wollongong Local Environmental Plan 1990

The *City of Wollongong Local Environmental Plan 1990* is amended by inserting in appropriate order in the definition of *the map* in clause 6 (1) the following words:

City of Wollongong Local Environmental Plan 1990
(Amendment No 226)

Natural Resources

WATER ACT 1912

Volumetric Water Allocation Scheme
Notice under Section 20z of the Water Act 1912
Toonumbar Dam and the Regulated Sections
of Iron Pot Creek and Eden Creek

THE Department of Infrastructure, Planning and Natural Resources is satisfied that during the 2004/2005 water year, the water sources of Iron Pot Creek and Eden Creek below Toonumbar Dam and including Toonumbar Dam storage area which are subject to a scheme pursuant to section 20X of the Water Act 1912, is unlikely to have sufficient water available to meet all the requirements of persons authorised by law to take water from the water sources or to meet other requirements previously determined by the Department.

Consequently, for the 2004/2005 water year, except as provided hereunder, all general security allocations from Toonumbar Dam are reduced to 90% of their basic allocation.

This reduction shall take effect on and from 1 July 2004/.

This reduction does not apply to the allocations under entitlements for town water supply, stock, domestic and farming purposes.

Signed for the Department of Infrastructure, Planning and Natural Resources.

D. SCHRODER,
Regional Director,
North Coast Region

Dated this 3rd day of August 2004.

WATER ACT 1912

AN application for a licence under Part 2 of the Water Act 1912, being within a proclaimed (declared) local area under section 5(4) of the Act.

An application for a licence under section 10 of Part 2 of the Water Act 1912, has been received as follows:

Lachlan River Valley

Scott McKENZIE for a pump on the Lachlan River on Lot 1/982007, Parish of South Marowie, County of Nicholson, for irrigation purposes (warehousing) (new licence – entitlement obtained by splitting existing entitlement) (Reference: 70SL091005) (GA2:466336).

Written objections specifying grounds thereof, may be made by any statutory authority or local occupier within the proclaimed local area whose interests may be effected and must be lodged with the Department within twenty-eight (28) days of the date of this publication as prescribed by the Act.

VIV RUSSELL,
Resource Access Manager,
Central West Region

Department of Infrastructure,
Planning and Natural Resources,
PO Box 136, FORBES NSW 2871.
(02) 6852 1222.

WATER ACT 1912

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

An application for a license under section 10 of Part 2 of the Water Act, has been received as follows:

Lachlan River Valley

Estate of William Wotherspoon McLAREN for a pump on the Lachlan River on Lot 63/860516, Parish of Coota, County of Bathurst, for water supply for domestic and stock purposes. (new license) (GA2:466337) (Ref: 70SL091007).

Written objections specifying grounds thereof, may be made by any statutory authority or local occupier within the proclaimed local area whose interests may be effected must be lodged with the Department within 28 days of the date of this publication as prescribed by the Act.

VIV RUSSELL,
Resource Access Manager,
Central West Region

Department of Infrastructure,
Planning and Natural Resources
PO Box 136, FORBES NSW 2871
(02) 6852 1222

WATER ACT 1912

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

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

Murrumbidgee Valley

JIPARU PTY LTD for 7 dams on unnamed watercourses, 2 on Lot 1, DP 702131; 1 on Lot 262, DP 754900; 1 on Lot 269, DP 754900; 1 on Lot 4, DP 236491 and 2 on Lot 5, DP 854334, all Parish of Nanima, County of Murray, for conservation of water and water supply for stock and domestic purposes and irrigation (allocation via permanent transfer) (Reference: 40SL71027).

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

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

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

Department of Infrastructure,
Planning and Natural Resources,
PO Box 156, LEETON NSW 2705.

WATER ACT 1912

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

Guido SANTILLI, Marcello SANTILLI, Maria SANTILLI and Silvano SANTILLI for a pump on the Hawkesbury River on 25/575770, Parish of Wilberforce, County of Cook, for the irrigation of 15.0 hectares (improved pasture) (part replacement licence – part replaces 10SL55551 – no increase in authorised area – no increase in annual water allocation – not subject to the 1995 Hawkesbury/Nepean Embargo) (Reference: 10SL56601) (GA2:493313).

Eugene Johan Maria TRAUTWEIN and Virginia Katherine Emily TRAUTWEIN for a pump on the Hawkesbury River on Pt 201/1064646, Parish of Wilberforce, County of Cook, for the irrigation of 10.0 hectares (turf and vegetables) (part replacement licence – part replaces 10SL55551 – no increase in authorised area – no increase in annual water allocation – not subject to the 1995 Hawkesbury/Nepean Embargo) (Reference: 10SL56598) (GA2:493313).

Kerry Geraldine GILLOTT for a pump on the Hawkesbury River on 3/1064649, Parish of Wilberforce, County of Cook, for the irrigation of 10.0 hectares (turf) (part replacement licence – part replaces 10SL55551 – no increase in authorised area – no increase in annual water allocation – not subject to the Hawkesbury/Nepean Embargo) (Reference: 10SL56600) (GA2:493313).

Anne Therese HEARPS and Carl Thomas HEARPS for a pump on the Hawkesbury River on 5/1064649, Parish of Wilberforce, County of Cook, for the irrigation of 10.0 hectares (turf) (part replacement licence – part replaces 10SL55551 – no increase in authorised area – no increase in annual water allocation – not subject to the 1995 Hawkesbury/Nepean Embargo) (Reference: 10SL56599) (GA2:493313).

FESTIVAL DEVELOPMENT CORPORATION for a pump and weir on Piles Creek on 1/1056297, Parish of Gosford, County of Northumberland, for the conservation of water and water supply for recreation (lawns and gardens) and stock purposes (new licence – existing works – not subject to the 1995 Hawkesbury/Nepean Embargo – existing usage – no increase in water allocation) (Reference: 10SL56429) (GA2:493312).

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

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

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

Department of Infrastructure,
Planning and Natural Resources,
PO Box 3935, PARRAMATTA NSW 2124.

WATER ACT 1912

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

An application for a licence within a proclaimed local area as generally described hereunder has been received as follows:

Namoi River Valley

PECHELBA PTY LTD (as Trustee for PECHELBA TRUST), for two (2) pumps on an unnamed watercourse on Lot 63, DP 753929, a diversion pipe and gate on Myall Camp Warrambool on Lot 26, DP 753929 and a pump and a bywash dam on an unnamed watercourse on Lot 62, DP 753929 for water supply for stock and domestic purposes and irrigation (application seeks to transfer by way of permanent transfer 3,402 of existing Namoi River entitlement) (Reference: 90SL100789) (GA2:472296).

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

GEOFF CAMERON,
Manager,
Resource Access

Department of Infrastructure,
Planning and Natural Resources,
PO Box 550, TAMWORTH NSW 2340.

WATER ACT 1912

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

An application for a licence within a proclaimed local area as generally described hereunder has been received as follows:

Gwydir River Valley

Bernard Anthony Lionel BYRNES and Cherrie-Anne BYRNES for a pump on Wolongimba Creek on Lot 13, DP 44067 and Road, Parish of Uranbah, County of Benarba for irrigation of 324 hectares (cotton). New licence – permanent transfer of existing Mallowa Creek entitlements. Ref: 90SL100811.

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

GEOFF CAMERON,
Manager,
Resource Access

Department of Infrastructure,
Planning and Natural Resources,
PO Box 550, TAMWORTH NSW 2340.

WATER ACT 1912

AN application under Part 2, being within a proclaimed (declared) local area under section 20E (2) of the Water Act 1912, as amended.

An application for an amended authority within a proclaimed local area as generally described hereunder has been received as follows:

Gwydir River Valley

KIRKBY BELAHNAPTY LIMITED and OTHERS for an Amended Authority for six (6) pumps on the Gwydir River on Part TS & CR 15014, Lot 6, DP230673, Part Lot 42, DP751762, Lot 69, DP751762 and Closed Road, Part Lot 7005, DP1021081, Parish of Carore, County of Courallie for water supply for stock and domestic purposes and irrigation of 1,097.5 hectares. This application seeks to transfer by way of permanent transfer, 25 megalitres of existing Gwydir River entitlement. This notice is in lieu of a previous notice due to the omission of a works description. Ref: 90SA11725. GA2472299.

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

GEOFF CAMERON,
Manager,
Resource Access

Department of Infrastructure,
Planning and Natural Resources,
PO Box 550, TAMWORTH NSW 2340.

WATER ACT 1912

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

An application for a licence within a proclaimed local area as generally described hereunder has been received as follows:

Namoi River Valley

EATHER EARTHMOVING PTY LIMITED for a pump on the Namoi River on Lot 1, DP 836006, Parish of Fleming, County of Darling for irrigation of 6 hectares. New licence – permanent transfer of an existing entitlement (39 megalitres). L.O. Papers 90SL100810.

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

GEOFF CAMERON,
Manager,
Resource Access

Department of Infrastructure,
Planning and Natural Resources,
PO Box 550, TAMWORTH NSW 2340.

WATER ACT 1912

Notice Under Section 22b

Pumping Restrictions

Oxley River, Tyalgum Creek, Hopping Dicks Creek, North Pumpenbil Creek, South Pumpenbil Creek, Brays Creek and their Tributaries

THE Department of Infrastructure Planning and Natural Resources pursuant to Section 22B of the Water Act 1912, is satisfied that the quantity of water available in Oxley River, Tyalgum Creek, Hopping Dicks Creek, North Pumpenbil Creek, South Pumpenbil Creek, Brays Creek and their tributaries is insufficient to meet all requirements and hereby gives notice to all holders of permits, authorities and licenses under Part 2 of the Act that from Thursday 12 August 2004 and until further notice, the right to pump water is RESTRICTED to a maximum of six hours in any twenty hour period between the hours of 4pm and 10am.

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

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

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

One penalty unit = \$110.00.

Dated 12 August 2004.

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

GA2: 476090

WATER ACT 1912

Notice Under Section 22b

Pumping Restrictions

Skidders Creek, Byron Creek, O'Possum Creek, Tinderbox Creek, Wilsons River above Boatharbour and their Tributaries

Houghlahans Creek and its Tributaries

THE Department of Infrastructure Planning and Natural Resources pursuant to Section 22B of the Water Act 1912, is satisfied that the quantity of water available in Skidders Creek, Byron Creek, O'Possum Creek, Tinderbox Creek, Wilsons River above Boatharbour, Houghlahans Creek and their tributaries is insufficient to meet all requirements and hereby gives notice to all holders of permits, authorities and licenses under Part 2 of the Act that from Thursday 12 August 2004 and until further notice, the right to pump water is RESTRICTED as follows:

- Skidders Creek, Byron Creek, O'Possum Creek, Tinderbox Creek, Wilsons River above Boatharbour and their tributaries restricted to a maximum of six hours in any twenty four hour period between the hours of 4pm and 10am.

- Houghlahans Creek and its tributaries restricted to a maximum of four hours in any twenty four hour period between the hours of 7am and 9 am and 4pm and 6pm.

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

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

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

One penalty unit = \$110.00.

Dated 12 August 2004.

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

GA2: 476091

WATER ACT 1912

Notice Under Section 22b

Pumping Restrictions

Tweed River, Oxley River, Tyalgum Creek,
Hopping Dicks Creek, North Pumpenbil Creek,
South Pumpenbil Creek and Brays Creek

THE Department of Infrastructure Planning and Natural Resources pursuant to Section 22B of the Water Act 1912, is satisfied that the quantity of water available in Tweed River, Oxley River, Tyalgum Creek, Hopping Dicks Creek, North Pumpenbil Creek, South Pumpenbil Creek and Brays Creek is insufficient to meet all requirements and hereby gives notice to all holders of permits, authorities and licenses under Part 2 of the Act that from Thursday 12 August 2004 and until further notice, the right to pump water is RESTRICTED to a maximum of six hours in any twenty four hour period between the hours of 4pm and 10am.

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

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

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

One penalty unit = \$110.00.

Dated 12 August 2004.

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

GA2: 476090

Department of Lands

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 – Walgett North;
Shire – Walgett;
Parish – Calmuldi and Hungerford;
County – Finch

The purpose of Western Lands Leases 3928, 5412 and 5741, being the land contained within Folio Identifiers 1791/763660, 3094/765319 and 3432/765721 have been altered from “Grazing” to “Grazing, Farm Tourism and Film Making” effective from 3 August 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.

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

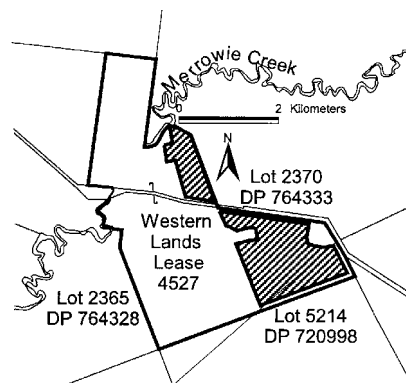
Administrative District – Carrathool;
Shire – Carrathool;
Parish – Hadyn; County – Franklin

The purpose of Western Lands Lease 4527, being the land contained within Folio Identifiers 5211/720998 and 5212/720998 has been altered from “Grazing” and “Pastoral Purposes” respectively to “Grazing and Cultivation” effective from 29 July 2004.

As a consequence of the alteration of purpose rent will be assessed annually in line with the Western Lands Act 1901 and Regulations. The conditions have been altered by the inclusion of the special conditions following.

SPECIAL CONDITIONS ATTACHED TO WESTERN LANDS LEASE 4527

- 1 The lessee shall not irrigate outside the area of 327 hectares indicated by hatching on the diagram hereunder.



- 2 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.
- 3 The lessee shall ensure that cultivation and associated activities do not interfere with any road formation within the allowable area.
- 4 The lessee must ensure that a 100 metre buffer is maintained either side of the Mossgiel to Hillston Road.
- 5 The lessee must retain 100 metre buffers along any property boundary fence-line.
- 6 Incised drainage lines, 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.
- 7 Aboriginal sites are protected under the National Parks and Wildlife Act 1974, and are extremely vulnerable to many kinds of agricultural development.

Should any Aboriginal archaeological relics or sites be uncovered 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. Under section 90 it is an offence to damage or destroy relics without prior consent of the Director-General of the Department of Environment and Conservation.

If an Aboriginal site is found in this area, the subject of this consent, the cultivation must cease until the consent holder has notified the Department of Environment and Conservation of the existence of the Aboriginal site. Contact details are: The Manager, Cultural Heritage Unit, Department of Environment and Conservation, Phone (02) 6883 5324 or at 58-62 Wingewarra Street, Dubbo.

- 8 Stubble shall be 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 with the approval as per requirements of the NSW Rural Fire Services.
- 9 The lessee shall establish windbreaks at his/her own expense as may be ordered by the Commissioner to provide adequate protection of the soil.
- 10 The lessee shall undertake any appropriate measures, at his/her own expense, ordered by the Commissioner to rehabilitate any degraded cultivated areas.
- 11 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 NSW Rural Fire Services.
- 12 Irrigation water is not to be permanently transferred from the lease without the prior permission of the Western Lands Commissioner.

APPOINTMENT OF TRUST BOARD MEMBERS

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

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

| <i>COLUMN 1</i> | <i>COLUMN 2</i> | <i>COLUMN 3</i> |
|--|--------------------------------------|--|
| Raymond John LONGFELLOW (re-appointment), Clive Maxwell LINNETT (re-appointment), Brian Gaffney THOMAS (re-appointment). | Ivanhoe Racecourse Reserve Trust. | Reserve No.: 82098. Public Purpose: Racecourse. Notified: 23 October 1959. File No.: WL90 R 11. |

Term of Office

For a term commencing this day and expiring 12 August 2009.

GOULBURN OFFICE**159 Auburn Street (PO Box 748), Goulburn, NSW 2580****Phone: (02) 4828 6725****Fax: (02) 4828 6730****APPOINTMENT OF MEMBERS OF LOCAL LAND BOARDS**

IN pursuance of the provisions of the Crown Lands Act 1989, the persons specified in Column 1 are hereby appointed as Members of the Local Land Board for the Land Districts shown in Column 2 for a term commencing on 1 January 2004 and expiring on 30 June 2006.

TONY KELLY, M.L.C.,
Minister for Lands

Any comments must be lodged with the District Manager at the Goulburn Office of the above Department, Ground Floor, 159 Auburn Street (PO Box 748), Goulburn, NSW 2580, within fourteen (14) days from the date of this advertisement.

File No.: GB80 R 171.

Inquiries: Leonie Brown (02) 4828 6727.

REGIONAL DIRECTOR,
South

Members Appointed

| <i>COLUMN 1</i> | <i>COLUMN 2</i> |
|-----------------------------|-----------------|
| Charles Tony GARNOCK | Bombala |
| George Henry COTTERILL | Bombala |
| John William BUNN | Braidwood |
| Peter Jeremy CAMPBELL-DAVYS | Braidwood |
| Greg RUSSELL | Cooma |
| Oliver Pierce CAMPBELL | Crookwell |
| Charles Wayne O'BRIEN | Crookwell |
| Keith Grenfell SIMPSON | Goulburn |
| Noel Raymond LAWTON | Goulburn |
| Thomas Kelly HEFFERNAN | Gunning |
| Kevin John TULLY | Gunning |
| Nicholas GOODALL | Moss Vale |
| Thomas Lancelot LEWIS | Moss Vale |
| Andrew William DOUGLAS | Queanbeyan |
| Kenneth John HARDY | Queanbeyan |
| Michael GROGAN | Yass |
| Edward Bernard McREYNOLDS | Yass |
| John Frederick WALKER | Young |

NOTICE OF INTENTION TO REVOKE A RESERVATION OF CROWN LAND

IN pursuance of section 90(2) of the Crown lands Act 1989, it is notified that the Minister administering the Crown Lands Acts intends at the expiration of 14 days after the date of the notice to publish a notification in the *Government Gazette* under section 90(1) of that Act revoking the following reservation of Crown Land.

Reserve No.: 39802.

Purpose: Public recreation.

Notified: 14 October 1905.

Locality: Berremangra, Parish of Birrema, County of Harden.

Comprised of: Lot 156 in DP 753592 of an area of 3.382 hectares.

ROADS ACT 1993

ORDER

Transfer of Crown Road to a Council

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

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE 1

Description

*Parish – Krawaree; County – Murray;
Land District – Braidwood;
Shire – Eastern Capital City Regional Council*

Crown road south of Lot 22, DP 1047351 from the south-eastern corner of that lot beginning from Krawaree Road heading in an westerly direction for a distance of 390 metres.

SCHEDULE 2

Roads Authority: Eastern Capital City Regional Council.

File No.: GB04 H 476.

Council's Reference: TSC/15/2003/DA.

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 for Lands

SCHEDULE

COLUMN 1

Marulan Local Government
Reserve Trust.

COLUMN 2

Reserve No.: 86958.
Public Purpose: Local
government purposes.
Notified: 15 November 1968.
File No.: GB04 R 20.

**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 for Lands

SCHEDULE

COLUMN 1

Greater Argyle
Council.

COLUMN 2

Marulan Local
Government
Reserve Trust.

COLUMN 3

Reserve No.: 86958.
Public Purpose: Local
government purposes.
Notified: 15 November 1968.
File No.: GB04 R 20.

For a term commencing the date of this notice.

GRAFTON OFFICE
76 Victoria Street (Locked Bag 10), Grafton, NSW 2460
Phone: (02) 6640 2000 Fax: (02) 6640 2035

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

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

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

| <i>COLUMN 1</i> | <i>COLUMN 2</i> | <i>COLUMN 3</i> |
|-------------------------|-------------------------------|---|
| George Jess WAGENER. | Yorklea Public Hall Trust. | Dedication No.: 540087. Public Purpose: Public hall. Notified: 1 October 1954. File No.: GF81 R 260. |

Term of Office

For a term commencing the date of this notice and expiring 12 February 2005.

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 for Lands

SCHEDULE 1

| <i>COLUMN 1</i> | <i>COLUMN 2</i> |
|---|---|
| Ballina Lighthouse Hill Reserve Reserve Trust. | Reserve No.: 65048. Public Purpose: Public recreation. Notified: 18 January 1935. File No.: GF04 R 6/1. |

SCHEDULE 2

| <i>COLUMN 1</i> | <i>COLUMN 2</i> |
|---|--|
| Ballina Shelley Beach Reserve Reserve Trust. | Reserve No.: 82765. Public Purpose: Public recreation and protection from sand drift. Notified: 26 August 1960. File No.: GF04 R 6/1. |

SCHEDULE 3

| <i>COLUMN 1</i> | <i>COLUMN 2</i> |
|---|---|
| Lighthouse Beach (R90859) Reserve Trust. | Reserve No.: 90859. Public Purpose: Parking. Notified: 12 August 1977. File No.: GF04 R 6/1. |

SCHEDULE 4

| <i>COLUMN 1</i> | <i>COLUMN 2</i> |
|--|--|
| Shaws Bay (R94492) Public Recreation Reserve Trust. | Reserve No.: 94492. Public Purpose: Public recreation. Notified: 6 April 1981. File No.: GF04 R 6/1. |

SCHEDULE 5

| <i>COLUMN 1</i> | <i>COLUMN 2</i> |
|---|---|
| Lennox Head Surfing Reserve Reserve Trust. | Reserve No.: 83506. Public Purpose: Public recreation. Notified: 13 October 1961. File No.: GF04 R 6/1. |

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 for Lands

SCHEDULE

| <i>COLUMN 1</i> | <i>COLUMN 2</i> |
|--|--|
| Land District: Lismore. Local Government Area: Ballina Shire Council. Locality: Ballina. Lot 2, DP No. 241434, Parish Ballina, County Rous; Lot 128, DP No. 755684, Parish Ballina, County Rous; Lot 3, DP No. 590466, Parish Ballina, County Rous; Lot 2, DP No. 592045, Parish Ballina, County Rous; Lot 5, DP No. 241434, Parish Ballina, County Rous; Lot 1, DP No. 592045, Parish Ballina, County Rous; Lot 7035, DP No. 1063864, Parish Ballina, County Rous; Lot 7029, DP No. 1064319, Parish Ballina, County Rous; Lot 524, DP No. 729429, Parish Ballina, County Rous; Lot 523, DP No. 729429, Parish Ballina, County Rous; Lot 519, DP No. 729428, Parish Ballina, County Rous; Lot 518, DP No. 729428, Parish Ballina, County Rous; Lot 525, DP No. 129429, Parish Ballina, County Rous; Lot 7013, DP No. 755684, Parish Ballina, County Rous; | Reserve No.: 1010068. Public Purpose: Public recreation and coastal environmental protection. |

COLUMN 1

COLUMN 2

Lot part 406, DP No. 755684,
Parish Ballina, County Rous
(shown by hatching on the diagram below);
Lot 402, DP No. 755684,
Parish Ballina, County Rous;
Lot 394, DP No. 755684,
Parish Ballina, County Rous;
Lot 516, DP No. 729900,
Parish Ballina, County Rous;
Lot 7014, DP No. 1064288,
Parish Ballina, County Rous;
Lot 526, DP No. 729676,
Parish Ballina, County Rous;
Lot 528, DP No. 729679,
Parish Ballina, County Rous;
Lot 7017, DP No. 1064314,
Parish Ballina, County Rous;
Lot 6, section 78, DP No. 758047,
Parish Ballina, County Rous;
Lot 2, section 78, DP No. 758047,
Parish Ballina, County Rous;
Lot 3, section 78, DP No. 758047,
Parish Ballina, County Rous;
Lot 530, DP No. 729679,
Parish Ballina, County Rous;
Lot 379, DP No. 755684,
Parish Ballina, County Rous;
Lot 531, DP No. 729679,
Parish Ballina, County Rous;
Lot 4, section 78, DP No. 758047,
Parish Ballina, County Rous;
Lot 1, section 78, DP No. 758047,
Parish Ballina, County Rous;
Lot 532, DP No. 729679,
Parish Ballina, County Rous;
Lot 540, DP No. 729687,
Parish Ballina, County Rous;
Lot 7028, DP No. 1064315,
Parish Ballina, County Rous;
Lot 533, DP No. 729679,
Parish Ballina, County Rous;
Lot 539, DP No. 759687,
Parish Ballina, County Rous;
Lot 15, section 75, DP No. 24226,
Parish Ballina, County Rous;
Lot 413, DP No. 755684,
Parish Ballina, County Rous;
Lot 529, DP No. 729679,
Parish Ballina, County Rous;
Lot 520, DP No. 729429,
Parish Ballina, County Rous;
Lot 522, DP No. 729429,
Parish Ballina, County Rous;
Lot 1, DP No. 509389,
Parish Ballina, County Rous;
Lot 7025, DP No. 1064241,
Parish Ballina, County Rous;
Lot 7023, DP No. 1064275,
Parish Ballina, County Rous;
Lot 7034, DP No. 1063872,
Parish Ballina, County Rous;
Lot 7024, DP No. 1063860,
Parish Ballina, County Rous;
Lot 7031, DP No. 1063878,
Parish Ballina, County Rous;
Lot 7030, DP No. 1063893,
Parish Ballina, County Rous;
Lot 7033, DP No. 1063883,
Parish Ballina, County Rous;
Lot 7032, DP No. 1063896,
Parish Ballina, County Rous;

COLUMN 1

COLUMN 2

Lot 7026, DP No. 1064254,
Parish Ballina, County Rous;
Lot 7027, DP No. 1064266,
Parish Ballina, County Rous;
Lot 7040, DP No. 1071319,
Parish Ballina, County Rous;
Lot 7039, DP No. 1071328,
Parish Ballina, County Rous;
Lot 7041, DP No. 1071329,
Parish Ballina, County Rous;
Lot 7038, DP No. 1071434,
Parish Ballina, County Rous;
Lot 7042, DP No. 755684,
Parish Ballina, County Rous;
Lot 7011, DP No. 1063876,
Parish Newybar, County Rous;
Lot 7012, DP No. 1063865,
Parish Newybar, County Rous;
Lot 7013, DP No. 1063873,
Parish Newybar, County Rous;
Lot 7015, DP No. 1071432,
Parish Newrybar, County Rous;
Lot 7014, DP No. 1071433,
Parish Newrybar, County Rous;
Lot 7003, DP No. 1064270,
Parish Newrybar, County Rous.
Area: 232.8 hectares.
File No.: GF04 R 6.



Note: All current licences and leases are not affected by this notification and continue to have effect.

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 Schedules hereunder, is revoked to the extent specified opposite thereto in Column 2 of the Schedules.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE 1

COLUMN 1

Land District: Lismore.
Local Government Area:
Ballina Shire Council.
Locality: Seven Mile Beach.
Reserve No.: 4969.
Public Purpose: Village purposes.
Notified: 23 December 1887.
Lot 7003, DP No. 755725#,
Parish Newrybar, County Rous;
Lot 7003, DP No. 1064270,
Parish Newrybar, County Rous.
File No.: GF04 R 6/1.

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

COLUMN 2

The part being Lot 7003,
DP No. 1064270,
Parish Newrybar, County Rous,
of an area of 3.65 hectares.

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

SCHEDULE 3

COLUMN 1

Land District: Lismore.
Local Government Area:
Ballina Shire Council.
Locality: Ballina.
Reserve No.: 65048.
Public Purpose: Public
Recreation.
Notified: 18 January 1935.
File No.: GF04 R 6/1.

COLUMN 2

The whole being Lot 7028,
DP No. 1064315,
Parish Ballina, County Rous;
Lot 530, DP No. 729679,
Parish Ballina, County Rous;
Lot 3, section 78,
DP No. 758047, Parish Ballina,
County Rous; Lot 532,
DP No. 729679, Parish Ballina,
County Rous; Lot 4,
section 78, DP No. 758047,
Parish Ballina, County Rous;
Lot 540, DP No. 729687,
Parish Ballina, County Rous;
Lot 531, DP No. 729679,
Parish Ballina, County Rous;
Lot 379, DP No. 755684,
Parish Ballina, County Rous;
Lot 1, section 78,
DP No. 758047, Parish Ballina,
County Rous; Lot 6, section 78,
DP No. 758047, Parish Ballina,
County Rous; Lot 2, section 78,
DP No. 758047, Parish Ballina,
County Rous, of an area of
23.08 hectares.

SCHEDULE 2

COLUMN 1

Land District: Lismore.
Local Government Area:
Ballina Shire Council.
Locality: Ballina.
Reserve No.: 32714.
Public Purpose: Protection
from sand drift.
Notified: 1 June 1901.
Lot PT 406, DP No. 755684,
Parish Ballina, County Rous
Lot PT 519, DP No. 729428,
Parish Ballina, County Rous
Lot 518, DP No. 729428,
Parish Ballina, County Rous
Lot 525, DP No. 729429,
Parish Ballina, County Rous
Lot PT 521, DP No. 729429,
Parish Ballina, County Rous
Lot 7013, DP No. 755684#,
Parish Ballina, County Rous
Lot 524, DP No. 729429,
Parish Ballina, County Rous
Lot PT 523, DP No. 729429,
Parish Ballina, County Rous
File No.: GF04 R 6/1.

COLUMN 2

The part being Lot PT 523,
DP No. 729429, Parish Ballina,
County Rous; Lot 524,
DP No. 729429, Parish Ballina,
County Rous; Lot 525,
DP No. 729429, Parish Ballina,
County Rous; Lot PT 406,
DP No. 755684, Parish Ballina,
County Rous; Lot 518,
DP No. 729428, Parish Ballina,
County Rous; Lot PT 519,
DP No. 729428, Parish Ballina,
County Rous; Lot 7013,
DP No. 755684#,
Parish Ballina, County Rous
(part lots are shown by hatching
on the diagram below), of an
area of 8.982 hectares.

SCHEDULE 4

COLUMN 1

Land District: Lismore.
Local Government Area:
Ballina Shire Council.
Locality: Ballina.
Reserve No.: 69266.
Public Purpose: Public
recreation.
Notified: 31 May 1940.
File No.: GF04 R 6/1.

COLUMN 2

The whole being Lot 7017,
DP No. 1064314,
Parish Ballina, County Rous;
Lot 528, DP No. 729679,
Parish Ballina, County Rous, of
an area of 3.116 hectares.

SCHEDULE 5

COLUMN 1

Land District: Lismore.
Local Government Area:
Ballina Shire Council.
Locality: Ballina.
Reserve No.: 73879.
Public Purpose: Future public
requirements.
Notified: 1 December 1950.
File No.: GF04 R 6/1.

COLUMN 2

The whole being Lot 526,
DP No. 729676, Parish Ballina,
County Rous, of an area of
5068 square metres.

SCHEDULE 6

COLUMN 1

Land District: Lismore.
Local Government Area:
Ballina Shire Council.
Locality: Ballina.
Reserve No.: 82765.
Public Purpose: Public recreation
and protection from sand drift.
Notified: 26 August 1960.
File No.: GF04 R 6/1.

COLUMN 2

The whole being Lot 7014,
DP No. 1064288,
Parish Ballina, County Rous;
Lot 394, DP No. 755684,
Parish Ballina, County Rous;
Lot 402, DP No. 755684,
Parish Ballina, County Rous;
Lot 516, DP No. 729900,
Parish Ballina, County Rous, of
an area of 15.373 hectares.



SCHEDULE 7

COLUMN 1

Land District: Lismore.
Local Government Area:
Ballina Shire Council.
Locality: Lennox Head.
Reserve No.: 83506.
Public Purpose: Public
recreation.
Notified: 13 October 1961.
File No.: GF04 R 6/1.

COLUMN 2

The whole being Lot 7029,
DP No. 1064319,
Parish Ballina, County Rous;
Lot 7035, DP No. 1063864,
Parish Ballina, County Rous;
Lot 3, DP No. 590466,
Parish Ballina, County Rous;
Lot 128, DP No. 755684,
Parish Ballina, County Rous;
Lot 5, DP No. 241434,
Parish Ballina, County Rous;
Lot 2, DP No. 592045,
Parish Ballina, County Rous;
Lot 2, DP No. 241434,
Parish Ballina, County Rous;
Lot 1, DP No. 592045,
Parish Ballina, County Rous, of
an area of 46 hectares.

SCHEDULE 8

COLUMN 1

Land District: Lismore.
Local Government Area:
Ballina Shire Council.
Locality: Ballina.
Reserve No.: 84107.
Public Purpose: Resting place
and public recreation.
Notified: 14 December 1962.
Lot 7015, DP No. 1064316,
Parish Ballina, County Rous;
Lot 7022, DP No. 1050837,
Parish Ballina, County Rous;
Lot 2, section 89, DP No. 758047,
Parish Ballina, County Rous;
Lot 6, section 87, DP No. 758047,
Parish Ballina, County Rous;
Lot 15, section 89, DP No. 758047,
Parish Ballina, County Rous;
Lot 413, DP No. 755684,
Parish Ballina, County Rous;
Lot 5, section 87, DP No. 758047,
Parish Ballina, County Rous.
File No.: GF04 R 6/1.

COLUMN 2

The part being Lot 413,
DP No. 755684, Parish Ballina,
County Rous, of an area of
1007 square metres.

SCHEDULE 9

COLUMN 1

Land District: Lismore.
Local Government Area:
Ballina Shire Council.
Locality: Lighthouse Beach.
Reserve No.: 90859.
Public Purpose: Parking.
Notified: 12 August 1977.
File No.: GF04 R 6/1.

COLUMN 2

The whole being Lot 533,
DP No. 729679, Parish Ballina,
County Rous; Lot 539,
DP No. 729687, Parish Ballina,
County Rous, of an area of 2.15
hectares.

SCHEDULE 10

COLUMN 1

Land District: Lismore.
Local Government Area:
Ballina Shire Council.
Locality: Ballina.
Reserve No.: 91507.
Public Purpose: Public
recreation.
Notified: 20 July 1979.
File No.: GF04 R 6/1.

COLUMN 2

The whole being Lot PT 519,
DP No. 729428, Parish Ballina,
County Rous, of an area of
3100 square metres.

SCHEDULE 11

COLUMN 1

Land District: Lismore.
Local Government Area:
Ballina Shire Council.
Locality: Shaws Bay.
Reserve No.: 94492.
Public Purpose: Public
recreation.
Notified: 6 April 1981.
File No.: GF04 R 6/1.

COLUMN 2

The whole being Lot 15,
section 75, DP No. 24226,
Parish Ballina, County Rous,
of an area of 3093 square
metres.

Note: The lands referred to in Column 2 of the above Schedules are notified as Reserve 1010068 for public recreation and coastal environmental protection this day.

**ESTABLISHMENT OF A RESERVE TRUST
AND APPOINTMENT OF CORPORATION TO
MANAGE RESERVE TRUST**

1. PURSUANT to section 92(1) of the Crown Lands Act 1989, the reserve trust specified in Column 2 of the Schedule is established under the name stated in that column and is appointed as trustee of the reserve specified in Column 3 of the Schedule.
2. PURSUANT to section 95 of the Crown Lands Act 1989, the corporation specified in Column 1 of the Schedule is appointed to manage the affairs of the reserve trust specified in Column 2.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

COLUMN 1

Ballina Shire
Council.

COLUMN 2

Ballina Coastal
Reserve Trust.

COLUMN 3

Reserve No.: 1010068.
Public Purpose: Public
recreation and coastal
environmental protection,
notified this day.
File No.: GF04 R 6.

HAY OFFICE**126 Lachlan Street (PO Box 182), Hay, NSW 2711****Phone: (02) 6993 1306 Fax: (02) 6993 1135****NOTIFICATION OF CLOSING OF PUBLIC ROAD**

IN pursuance of the provisions of the Roads Act 1993, the road hereunder described is closed and the land comprised therein ceases to be a public road and the rights of passage and access that previously existed in relation to the road are extinguished. On road closure, title to the land comprising the former public road vests in the body specified in the Schedule hereunder.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

Description

*Land District of Deniliquin;
Council of Deniliquin*

Lot 170, DP 1071681, Parish of North Deniliquin, County of Townsend.

File No.: HY96 H 24.

Note: On closing, title for the land comprised in Lot 170 will remain vested in the Crown as Crown Land.

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 for Lands

Description

Land District – Kiama; L.G.A. – Wollongong

Lots 1 and 2, DP 1061977 subject to easement for overhead powerlines 10.06 wide created by Deposited Plan 1061977 at Farmborough Heights, Parish Kembla and County Camden.

File No.: NA94 H 29.

Notes: (1) On closing, the land within Lot 2 becomes vested in the State of New South Wales as Crown Land.

(2) In accordance with section 44 of the Roads Act 1993, the Crown consents to the land in Lot 1 being vested in the Wollongong City Council as operational land, to be given by the Council as compensation for other land acquired by the Council for the purposes of the Roads Act.

Council's Reference: SU19999.

ORANGE OFFICE**92 Kite Street (PO Box 2146), Orange NSW 2800****Phone: (02) 6393 4300 Fax: (02) 6362 3896****NOTIFICATION OF CLOSING OF A ROAD**

IN pursuance of the provisions of the Roads Act 1993, the roads hereunder specified are 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 for Lands

Descriptions

Land District – Orange; L.G.A. – Cabonne

Road Closed: Lot 10, DP 1066980, Parish Towac, County Wellington.

File No.: OE03 H 309.

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

Land District of Lithgow and L.G.A. – Oberon Council

Road Closed: Lot 1, Deposited Plan 1068758, Parish Norway, County Westmoreland.

File No.: OE02 H 333.

Note: On closing, the land within Lot 1, DP 1068758 remains vested in Oberon Council as operational land for the purposes of the Local Government Act 1993.

Council's Reference: R24.

Land District of Bathurst and L.G.A. – Oberon Council

Road Closed: Lot 1, Deposited Plan 1070400, Parish Oberon, County Westmoreland.

File No.: OE02 H 332.

Note: On closing, the land within Lot 1, DP 1070400 remains vested in Oberon Council as operational land for the purposes of the Local Government Act 1993.

Council's Reference: R121.

Land District of Bathurst and L.G.A. – Oberon Council

Road Closed: Lot 4, Deposited Plan 1068572, Parish Oberon, County Westmoreland.

File No.: OE03 H 313.

Note: On closing, the land within Lot 4, DP 1068572 remains vested in Oberon Council as operational land for the purposes of the Local Government Act 1993.

Council's Reference: R67.

WITHDRAWAL OF LAND FROM RESERVE UNDER CONTROL OF RURAL LANDS PROTECTION BOARD

IN pursuance of the provisions of section 87(1), Rural Lands Protection Act 1998, the land specified hereunder is withdrawn from the reserve stated for the purpose mentioned.

TONY KELLY, M.L.C.,
Minister for Lands

*Land District – Parkes;
Rural Lands Protection District-Forbes*

Parish Parkes, County Ashburnham, Reserve No. 87509 for travelling stock, notified 14 November 1969, part withdrawn, the part comprised in Lots 3, 4 and 5, DP 1036577 of 1.535 hectares.

Withdrawn for the purpose of future public requirements.

File No.: OE00 H 72.

Placed under control, *Government Gazette*, 14 November 1969.

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

APPOINTMENT OF TRUST BOARD MEMBERS

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

TONY KELLY, M.L.C.,
 Minister for Lands

SCHEDULE

| <i>COLUMN 1</i> | <i>COLUMN 2</i> | <i>COLUMN 3</i> |
|---|---|--|
| Gregory Lawton TAYLOR (re-appointment), Aaron Ron GREENSTEIN (re-appointment), John Douglas MORRISON (re-appointment), Russell Stuart McLAY (re-appointment), Stelios COUDOUNARIS (re-appointment), John Francis WALKER (re-appointment), Elizabeth FITZSIMMONS (new-member). | The Botany Cemetery Trust and The Eastern Suburbs Crematorium Trust. | Area at Matraville dedicated for the public purpose of general cemetery in the <i>Government Gazettes</i> of 10 January 1888, 4 October 1968 (addn) and 29 January 1999 (addn) (Dedication No. 500600) and R66305 for the public purpose of cemetery (addition), notified in the <i>Government Gazette</i> of 9 October 1936 and R77444 for the public purpose of cemetery (addition), notified in the <i>Government Gazettes</i> of 11 February 1955, 21 November 1969 (addn), 22 November 1996 (addn), 22 November 1996 (addn) and 1 May 1998 (addn). File No.: MN83 R 94. |

Term of Office

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

ROADS ACT 1993
ORDER

Transfer of a Crown Road to Council

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

TONY KELLY, M.L.C.,
 Minister for Lands

SCHEDULE 1

Land District – Metropolitan;
Local Government Area – Warringah;
Parish – Manly Cove; County – Cumberland

The part of the unnamed Crown public road 20.115 metres wide to the east of Lot 2, DP 18449 from the intersection of the southern part of Perentie Road to the intersection of the easterly prolongation of the northern boundary of Laurie Place at Belrose.

SCHEDULE 2

Roads Authority: Warringah Council.

File No.: MN04 H 152.

DECLARATION OF PUBLIC PURPOSE

IT is hereby notified pursuant to section 3 of the Crown Lands Act 1989, that the following purposes shown in Schedule 1 are declared to be public purposes for the purpose of section 80 of that Act.

TONY KELLY, M.L.C.,
 Minister for Lands

SCHEDULE 1

Preservation of Aboriginal Cultural Heritage.

Preservation of Flora and Fauna.

File No.: MN04 R 19.

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

IT is intended, following the laying before both Houses of Parliament in the State of New South Wales of an abstract of the proposed dedication in accordance with section 82 of the Crown Lands Act 1989, to dedicate the Crown Lands specified in Column 1 of the Schedules hereunder for the public purposes specified opposite thereto in Column 2 of the Schedules.

TONY KELLY, M.L.C.,
 Minister for Lands

SCHEDULE 1

| <i>COLUMN 1</i> | <i>COLUMN 2</i> |
|--|---|
| Land District: Metropolitan. Shire: Baulkham Hills. Parish: Field of Mars. County: Cumberland. Locality: West Pennant Hills, North Rocks, Baulkham Hills and Castle Hills. Lots: 7060, 7061, 7062, 7063, 7064, 7065 and 7066 in DP1070990. Area: About 132 hectares. Torrens Title Folio Identifier: 7060/1070990, 7061/1070990, 7062/1070990, 7063/1070990, 7064/1070990, 7065/1070990 and 7066/1070990. File No.: MN04 R 19. | Preservation of Aboriginal Cultural Heritage, preservation of flora and fauna and public recreation. |

SCHEDULE 2

COLUMN 1

Land District: Metropolitan.
 Shire: Baulkham Hills.
 Parish: Field of Mars.
 County: Cumberland.
 Locality: Baulkham Hills
 and Castle Hills.
 Lots: 836, 895, 896, and
 910 in DP752028.
 Area: About 22 hectares.
 Torrens Title Folio Identifier:
 836/752028, 895/752028,
 896/752028 and 910/752028.
 File No.: MN04 R 19.

COLUMN 2

Public recreation and
 community purposes.

TAREE OFFICE

98 Victoria Street (PO Box 440), Taree, NSW 2430

Phone: (02) 6552 2788 Fax: (02) 6552 2816

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

THE Minister for Lands has prepared a draft land assessment for the Crown Land described hereunder.

Inspection of this draft assessment can be made at the Department of Lands, 98 Victoria Street, Taree and at the Offices of Greater Taree City Council during normal business hours.

Representations are invited from the public on the draft assessment. These may be made in writing for a period commencing from 13 August 2004 to 13 September 2004 and should be sent to the Manager, Mid North Coast, Department of Lands, PO Box 440, Taree 2430. Telephone enquiries should be directed to the Taree office on (02) 6552 2788.

TONY KELLY, M.L.C.,
 Minister for Lands

Description

0.2 hectares being part of the bed of Wallis Lake and adjoining 0.12 hectares being part of R115 for access fronting freehold land Lot 1, DP 371860 at Deepwater Point, Parish of Forster, County of Gloucester.

Reason: To determine appropriate future land use and management options of the Crown Land, including consideration of application for domestic timber jetty fronting Crown foreshore reserve abutting freehold land.

File No.: TE03 H 182.

Contact Officer: Mr Bob Birse.

ERRATUM

APPEARING in the *Government Gazette* No. 124 of 23 July 2003, Folio 6067, under the heading 'Roads Act 1993' 'Transfer of Crown Road to a Council' within the description 'Grey Gum Road west Lot 296, DP 753207' should read Lot 296, DP 45877.

TONY KELLY, M.L.C.,
 Minister for Lands

WAGGA WAGGA REGIONAL OFFICE
Corner Johnston and Tarcutta Streets (PO Box 60), Wagga Wagga, NSW 2650
Phone: (02) 6937 2700 Fax: (02) 6921 1851

APPOINTMENT OF TRUST BOARD MEMBERS

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

TONY KELLY, M.L.C.,
 Minister for Lands

SCHEDULE

| <i>COLUMN 1</i> | <i>COLUMN 2</i> | <i>COLUMN 3</i> |
|--|---|--|
| Ronald Thomas PURSEHOUSE (re-appointment). | Mahda Recreation Reserve and Public Hall Trust. | Reserve No.: 55840. Public Purpose: Public hall site. Notified: 24 November 1922. Reserve No.: 55842. Public Purpose: Public recreation. Notified: 24 November 1922. File No.: WA82 R 90. |

Term of Office

For a term commencing the date of this notice and expiring
 18 July 2009.

Department of Primary Industries

Agriculture

ERRATUM

THE following Order was published in Special Supplement No. 111 to the *NSW Government Gazette* on 1 July 2004 with an error. It is republished in its entirety with its gazettal date remaining 1 July 2004.

STOCK DISEASES (GENERAL) REGULATION 2004

ORDER PURSUANT TO CLAUSE 26

EXEMPTIONS FROM THE REQUIREMENT FOR STOCK TO BE IDENTIFIED WITH A PERMANENT IDENTIFIER

I, BARRY DESMOND BUFFIER, Director-General of the Department of Primary Industries, make this order pursuant to clause 26 of the *Stock Diseases (General) Regulation 2004* ("the regulation").

Definition:

In this Order,

"NLIS" means the National Livestock Identification Scheme or the National Livestock Identification System.

"Special NLIS device" means a special identifier that is approved by the SAFEMEAT NLIS Standards Committee as a post breeder device and which contains either a district code or a property identification code that has been assigned to a saleyard.

The following exemptions from the requirements of Division 4 of the Regulation are approved:

Exemption from all of Division 4 (Mandatory Permanent Identification of Stock)

Division 4 of the Regulation does not apply to:

- i. owners or persons in charge of identifiable stock,
- ii. buyers or persons in possession of identifiable stock,
- iii. owners or persons in charge of a saleyard or
- iv. stock and station agents

where those persons are dealing with or handling identifiable stock that is:

- 1) a calf of less than 6 weeks of age that is not accompanied by its dam ("a bobby calf");

OR

- 2) (a) an unweaned calf,
(b) moved with its dam, or moved and sold with its dam, and
(c) the dam and calf both have transaction identifiers as required by Division 2 of the regulation;

OR

- 3) a) located on a property that does not have a property identification code or does not have facilities to allow permanent identifiers to be attached safely,
b) moved directly from a property to a saleyard or abattoir in accordance with the prior approval of an inspector and
c) identified with a special NLIS device before the stock is sold or slaughtered.

OR

- 4) moved to a contiguous property and returned to the original property within 28 days;

OR

- 5) a) born on a travelling stock reserve, saleyard or other public place,
b) unweaned, and
c) sent directly to a property owned or occupied by the owner of the stock or, if the stock is born in a saleyard, sent to a property owned or occupied by the buyer of the stock;

OR

- 6) a) owned by a mobile exhibition or animal display establishment which is licensed under the *Exhibited Animals Protection Act 1986*,
b) not moved to a saleyard or abattoir, and
c) not sold;

OR

- 7) a) only moved between different parts of the same property across or along a public road, and
b) moved in accordance with the provisions of the *Rural Lands Protection Act 1998* either:
i. directly in a vehicle and accompanied by a correctly completed transported stock statement, or
ii. by walking in accordance with a stock permit;

OR

- 8) a) born while on agistment on a property that is not owned or occupied by the owner of the stock, and
b. returned directly to a property owned or occupied by the owner of the stock by 31 December 2005;

OR

- 9) a) sent to a saleyard (other than for sale), or other place in accordance with the prior approval of an inspector, and
b) identified in accordance with clause 21 before it leaves the saleyard or other place.

OR

- 10) a) identified in accordance with Division 2 of the regulation, and
- b) was previously identified in accordance with Division 4 of the regulation but has subsequently lost that identifier.

This Order commences on 1 July 2004

Signed this 1st day of July 2004.

B D BUFFIER
DIRECTOR-GENERAL

NSW Fisheries

F99/230

FISHERIES MANAGEMENT ACT 1994

Section 8 Notification – Fishing Closure

Korogoro Creek, Hat Head

I, RICHARD SHELDRAKE, prohibit the taking of fish by the methods of fishing specified in Column 1 of the Schedule of this notification, from waters shown opposite in Column 2 of the Schedule.

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

Note: The word 'Regulation', where appearing in this notification, refers to the Fisheries Management (General) Regulation 2002.

RICHARD SHELDRAKE,
Deputy Director-General,
Primary Industries Agriculture and Fisheries

SCHEDULE

Korogoro Creek (Hat Head) – Nets

| <i>Column 1</i> Methods | <i>Column 2</i> Waters |
|---|--|
| By means of nets of every description, except the landing net , as prescribed by Regulation. | The whole of the waters of Korogoro Creek from its source including its creeks and tributaries to its confluence with the South Pacific Ocean. |

Note: This closure applies to both recreational and commercial fishers. The purpose of the closure is to reduce conflict between recreational and commercial fishers.

FISHERIES MANAGEMENT ACT 1994

Section 8 Notification – Fishing Closure

Port Kembla

I, RICHARD SHELDRAKE, prohibit the taking of fish by the methods of fishing specified in Column 1 of the Schedules of this notification, from waters shown opposite in Column 2 of the Schedules.

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

Note: The word 'Regulation', where appearing in this notification, refers to the Fisheries Management (General) Regulation 2002.

RICHARD SHELDRAKE,
Deputy Director-General,
Primary Industries Agriculture and Fisheries

SCHEDULE 1

Red Point to Windang Island – Trawl nets

| <i>Column 1</i> Methods | <i>Column 2</i> Waters |
|--|--|
| By means of an otter trawl net (prawns) , otter trawl net (fish) and danish seine trawl net (fish) , as prescribed by Regulation. | The whole of the waters west of a line drawn from the most eastern extremity of Red Point south to the most eastern extremity of Windang Island. |

SCHEDULE 2

Port Kembla Outer Harbour – Nets

| <i>Column 1</i> Methods | <i>Column 2</i> Waters |
|---|---|
| By means of nets of every description, except the landing net , as prescribed by Regulation. | The whole of the waters of Port Kembla Harbour (Outer Harbour) within the following boundary: east of a line drawn from the green navigation light on the western end of the northern bank of the inner harbour entrance canal to the red navigation light at the western end of the southern bank of the inner harbour entrance canal, and from the most northerly extremity of the eastern breakwall, west to the southern extremity of the northern breakwall. |

SCHEDULE 3

Port Kembla Inner Harbour – All Methods

| <i>Column 1</i> Methods | <i>Column 2</i> Waters |
|---|---|
| All methods of fishing prohibited. | The waters of the Inner Harbour of Port Kembla, formerly known as Tom Thumb's Lagoon and its creeks and tributaries west of a line drawn from the green navigation light on the western end of the northern bank of the inner harbour entrance canal to the red navigation light at the western end of the southern bank of the inner harbour entrance canal. |

Note: This closure applies to both recreational and commercial fishers. The closure is in place due to water pollution and to protect species of reef fish.

Mineral Resources

COAL MINES REGULATION ACT 1982

Revocation of Approval

Revoked Approval No.: MDA Ex ib 11190.

File No.: C93/0067.

Date: 6 August 2004.

IT is hereby notified that the Chief Inspector of Coal Mines, pursuant to the provisions of Clause 70 of the Coal Mines (General) Regulation 1999, has REVOKED the approval number quoted herein. This means that the apparatus to which that approval number applied is no longer deemed to be approved for use in the hazardous zones of underground coal mines in New South Wales.

Description: Noise Logging Dosimeter.

Identification: Quest Electronics, types M27, M28, M28D and M29.

This approval was issued to:

Name: SELBY SCIENTIFIC AND MEDICAL.

Address: Private Bag 24, Mulgrave North, VIC 3170.

The approval issued to Systems Approvals Pty Ltd on the 4 February 1993.

J. F. WAUDBY,
Senior Inspector of Electrical Engineering,
for Chief Inspector of Coal Mines

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|----------------------------|--------------|
| Document No.: Rev040721. | Page 1 of 2. |
| Prepared by: P. De Gruchy. | |

COAL MINES REGULATION ACT 1982

Revocation of Approval

Revoked Approval No.: MDA Ex ia 14121.
File No.: C95/0322.
Date: 23 July 2004.

IT is hereby notified that the Chief Inspector of Coal Mines, pursuant to the provisions of Clause 70 of the Coal Mines (General) Regulation 1999, has REVOKED the approval number quoted herein. The revocation is issued with the consent of the approval holder, to finalise the life-cycle of apparatus no longer used in NSW coal mines. This means that the apparatus to which that approval number applied is no longer deemed to be approved for use in the hazardous zones of underground coal mines in New South Wales.

Description: PLC Battery.

Identification: Ramsey Technology, type 10-301.

This approval was issued to:

Name: RAMSEY TECHNOLOGY PTY LTD.

Address: 20-22 Box Road, Taren Point, NSW 2229.

The approval was notified in the Government Gazette No. 99, dated 18 August 1995.

J. F. WAUDBY,
Senior Inspector of Electrical Engineering,
for Chief Inspector of Coal Mines

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|----------------------------|--------------|
| Document No.: Rev040720. | Page 1 of 1. |
| Prepared by: P. De Gruchy. | |

COAL MINES REGULATION ACT 1982

Revocation of Approval

Revoked Approval No.: MDA Ex ia 14150.
Issue No.: A2508-1.
File No.: C96/0317.
Date: 23 July 2004.

IT is hereby notified that the Chief Inspector of Coal Mines, pursuant to the provisions of Clause 70 of the Coal Mines (General) Regulation 1999, has REVOKED the approval number quoted herein. This means that the apparatus to which that approval number applied is no longer deemed to be approved for use in the hazardous zones of underground coal mines in New South Wales.

Description: Noise Logging Dosimeter.

Identification: Quest Electronics, types Q200, Q300 and Q400.

This approval was issued to:

Name: APP-TEK PTY LTD.

Address: 3/2 Pinnacle Street, Brendale, QLD 4500.

The approval was notified in the *Government Gazette* No. 91, dated 2 August 1996 and supplementary approval issued to App-Tek Pty Ltd on the 20 November 1996.

J. F. WAUDBY,
Senior Inspector of Electrical Engineering,
for Chief Inspector of Coal Mines

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|----------------------------|--------------|
| Document No.: Rev040722. | Page 1 of 2. |
| Prepared by: P. De Gruchy. | |

COAL MINES REGULATION ACT 1982

Revocation of Approval

Revoked Approval No.: MDA Ex ia 14150.

File No.: C96/0317.

Date: 23 July 2004.

IT is hereby notified that the Chief Inspector of Coal Mines, pursuant to the provisions of Clause 70 of the Coal Mines (General) Regulation 1999, has REVOKED the approval number quoted herein. This means that the apparatus to which that approval number applied is no longer deemed to be approved for use in the hazardous zones of underground coal mines in New South Wales.

Description: Noise Logging Dosimeter.

Identification: Quest Electronics, types Q400.

This approval was issued to:

Name: SELBY SCIENTIFIC LIMITED.

Address: 352-358 Ferntree Gully Road, Notting Hill, VIC 3168.

The approval was notified in the *Government Gazette* No. 91, dated 2 August 1996.

J. F. WAUDBY,
Senior Inspector of Electrical Engineering,
for Chief Inspector of Coal Mines

| | |
|----------------------------|--------------|
| Document No.: Rev040723. | Page 1 of 1. |
| Prepared by: P. De Gruchy. | |

COAL MINES REGULATION ACT 1982

Revocation of Approval

Revoked Approval No.: MDA Ex ia 14162.

File No.: C96/0790.

Date: 28 July 2004.

IT is hereby notified that the Chief Inspector of Coal Mines, pursuant to the provisions of Clause 70 of the Coal Mines (General) Regulation 1999, has REVOKED the approval number quoted herein. This means that the apparatus to which that approval number applied is no longer deemed to be approved for use in the hazardous zones of underground coal mines in New South Wales.

Description: Verticality Sensor System.

Identification: Not applicable.

This approval was issued to:

Name: ZENI DRILLING PTY LIMITED.

Address: 18 Ettalong Street, Collaroy Plateau, NSW 2098.

The approval was notified in the *Government Gazette* No. 143, dated 6th December 1996.

J. F. WAUDBY,
Senior Inspector of Electrical Engineering,
for Chief Inspector of Coal Mines

| | |
|----------------------------|--------------|
| Document No.: Rev040724. | Page 1 of 2. |
| Prepared by: P. De Gruchy. | |

COAL MINES REGULATION ACT 1982

Revocation of Approval

Revoked Approval No.: MDA Ex ia 14229.
File No.: C97/0518.
Date: 23 July 2004.

IT is hereby notified that the Chief Inspector of Coal Mines, pursuant to the provisions of Clause 70 of the Coal Mines (General) Regulation 1999, has REVOKED the approval number quoted herein. The revocation is issued with the consent of the approval holder, to finalise the life-cycle of apparatus no longer used in NSW coal mines. This means that the apparatus to which that approval number applied is no longer deemed to be approved for use in the hazardous zones of underground coal mines in New South Wales.

Description: Hazardous area light.

Identification: MM Mining, type HL2000.

This approval was issued to:

Name: MM MINING – CUSTOM BUILT PRODUCTS.

Address: 30 Clyde Street, Hamilton, NSW 2303.

The approval was notified in the *Government Gazette* No. 25, dated 21 February 1998.

J. F. WAUDBY,
Senior Inspector of Electrical Engineering,
for Chief Inspector of Coal Mines

| | |
|----------------------------|--------------|
| Document No.: Rev040719 | Page 1 of 1. |
| Prepared by: P. De Gruchy. | |

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(04-590)

No. 2405, SILVER STANDARD AUSTRALIA PTY LIMITED (ACN 009 250 051), area of 43 units, for Group 1, dated 29 July, 2004. (Orange Mining Division).

(04-591)

No. 2406, HIBERNIA GOLD LIMITED (ACN 103 295 521), area of 19 units, for Group 1, dated 30 July, 2004. (Sydney Mining Division).

(04-592)

No. 2407, MITHRIL RESOURCES LTD (ACN 099 883 922), area of 100 units, for Group 1, dated 2 August, 2004. (Broken Hill Mining Division).

(04-593)

No. 2408, MITHRIL RESOURCES LTD (ACN 099 883 922), area of 100 units, for Group 1, dated 2 August, 2004. (Broken Hill Mining Division).

(04-594)

No. 2409, MITHRIL RESOURCES LTD (ACN 099 883 922), area of 100 units, for Group 1, dated 2 August, 2004. (Broken Hill Mining Division).

(04-595)

No. 2410, MITHRIL RESOURCES LTD (ACN 099 883 922), area of 100 units, for Group 1, dated 2 August, 2004. (Broken Hill Mining Division).

(04-596)

No. 2411, ANGLO AMERICAN EXPLORATION (AUSTRALIA) PTY LTD (ACN 006 195 982), area of 4 units, for Group 1, dated 5 August, 2004. (Broken Hill Mining Division).

(04-597)

No. 2412, TRIAKO RESOURCES LIMITED (ACN 008 498 119), area of 35 units, for Group 1, dated 5 August, 2004. (Cobar Mining Division).

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

NOTICE is given that the following applications have been granted:

EXPLORATION LICENCE APPLICATION

(T04-0040)

No. 2302, now Exploration Licence No. 6270, MICHAEL JOHN KEEGAN, County of Parry, Map Sheet (9135), area of 13 units, for Group 2 and Group 3, dated 14 July, 2004, for a term until 13 July, 2006.

MINING LEASE APPLICATIONS

(C02-0026)

Singleton No. 199, now Mining Lease No. 1550 (Act 1992), SOUTHLAND COAL PTY LTD (ACN 000 077 225), Parish of Ellalong, County of Northumberland, Map Sheet (9132-2-S), area of 14.11 hectares, for the purpose of borehole, transmission of electricity and ventilation shaft, dated 24 June, 2004, for a term until 23 June, 2025.

(C03-0720)

Singleton No. 237, now Mining Lease No. 1548 (Act 1992), HUNTER VALLEY ENERGY COAL LIMITED (ACN 062 894 464), Parish of Brougham, County of Durham; Parish of Vaux, County of Durham and Parish of Wynn, County of Durham, Map Sheet (9033-2-N), area of 290.7 hectares, to mine for coal, dated 31 May, 2004, for a term until 30 May, 2025. As a result of the grant of this title, Exploration Licence No. 5430 has ceased to have effect.

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

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

(T00-0066)

Exploration Licence No. 5777, REPUBLIC GOLD LIMITED (ACN 106 399 311), area of 38 units. Application for renewal received 5 August, 2004.

(T02-0064)

Exploration Licence No. 5991, HERALD RESOURCES LIMITED (ACN 008 672 071), area of 48 units. Application for renewal received 6 August, 2004.

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

RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(T95-1157)

Exploration Licence No. 5339, WILDESIGN PTY LTD (ACN 063 680 615), Counties of Clarke and Sandon, Map Sheet (9336), area of 5 units, for a further term until 29 January, 2006. Renewal effective on and from 15 July, 2004.

(T97-1269)

Exploration Licence No. 5400, ZEOLITE AUSTRALIA LIMITED (ACN 010 550 357), County of Buckland, Map Sheet (9035), area of 3 units, for a further term until 10 December, 2005. Renewal effective on and from 15 July, 2004.

(T00-0018)

Exploration Licence No. 5721, GOLDEN CROSS OPERATIONS PTY LTD (ACN 050 212 827), Counties of Cunningham, Flinders and Kennedy, Map Sheet (8232, 8233), area of 100 units, for a further term until 3 May, 2006. Renewal effective on and from 3 August, 2004.

(T01-0210)

Exploration Licence No. 5942, ALKANE EXPLORATION LTD (ACN 000 689 216), County of Narromine, Map Sheet (8532), area of 19 units, for a further term until 2 May, 2006. Renewal effective on and from 3 August, 2004.

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

Roads and Traffic Authority

ROADS ACT 1993

Notice of Dedication of Land as Public Road
at Wardell in the Ballina 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 Ballina
Shire Council area, Parish of South Ballina and County of
Richmond, shown as:

Lots 1 to 5 inclusive and 8 to 13 inclusive, Deposited
Plan 237450 and Lot 1, Deposited Plan 337781.

(RTA Papers: FPP 4M3403)

ROADS ACT 1993

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

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

Mr MARK HENDERSON,
General Manager,
Albury City Council
(by delegation from the Minister for Roads)

SCHEDULE
1. Citation

This Notice may be cited as the Albury City Council 4.6m Vehicles Notice No. 1, 2004.

2. Commencement

This Notice takes effect from the date of gazettal.

3. Effect

This Notice remains in force until 1 February 2005 unless it is amended or repealed earlier.

4. Application

This Notice applies to 4.6m High Vehicles which comply with Schedule 1 to the Road Transport (Mass, Loading and Access) Regulation 1996 and Schedule 4 to the Road Transport (Vehicle Registration) Regulation 1998.

5. Routes

B-Double routes within the Albury City Council.

| Type | Road No. | Road Name | Starting Point | Finishing Point | Conditions |
|------|----------|-----------------|-----------------|---------------------|------------|
| | 000 | Nurigong Street | Townsend Street | 555 Nurigong Street | |

ROADS ACT 1993

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

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

GARRY STYLES,
General Manager,
Mid Western Regional Council
(by delegation from the Minister for Roads)

SCHEDULE
1. Citation

This Notice may be cited as the Mid Western Regional Council B-Doubles Notice No. 1- 2004.

2. Commencement

This Notice takes effect on the date of Gazettal.

3. Effect

This Notice remains in force until 1st October 2004, unless it is amended or repealed earlier.

4. Application

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

5. Routes

B-Double routes within the Mid Western Regional Council

| Type | Road No. | Road Name | Starting point | Finishing point | Conditions |
|------|----------|-----------------------------|-----------------------|-----------------------------|---|
| 25 | 000 | Putta Bucca Road, Mudgee | Henry Lawson Drive | Castlereagh Highway SH18 | Access from 13 August 2004 to 1 October 2004 only |

Other Notices

ASSOCIATIONS INCORPORATION ACT 1984

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

TAKE NOTICE that the co-operative "Inner Sydney Regional Council for Social Development Co-op Ltd" formerly registered under the provisions of the Co-operatives Act 1992, is now incorporated under the Associations Incorporation Act 1984 as "Inner Sydney Regional Council for Social Development Incorporated" effective 9 August 2004.

ROBYNE LUNNEY,
Delegate of Commissioner,
Office of Fair Trading

CHILDREN (PROTECTION AND PARENTAL RESPONSIBILITY) ACT 1997

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 Taree Crime Prevention Plan as a Safer Community Compact for the purposes of Division 3 of Part 4 of that Act.

This Order takes effect on 20 July 2004 and remains in force until 21 July 2007.

Signed at Sydney, this 20th day of July 2004.

BOB DEBUS, M.P.,
Attorney General

CONTAMINATED LAND MANAGEMENT ACT 1997

Environment Protection Authority

Declaration of Remediation Site

(Section 21 of the Contaminated Land Management Act 1997)

Declaration Number 21063 – Area Number 3186

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 1 and 2 in Deposited Plan 814473, which is the service station site at 667 Warringah Road, part of Warringah Road and adjacent footpaths and verges, in Forestville in the local government area of Warringah. 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 contamination affecting the site:

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

- Total petroleum hydrocarbons (TPH) in the fractions C₆-C₉ (including benzene, toluene, ethylbenzene and xylene) and C₁₀-C₃₆.
- Polyaromatic hydrocarbons (including naphthalene)

3. Nature of harm that the contaminants may cause or has caused:

The EPA has considered the matters in s. 9 of the Act and for the following reasons has determined that the site is contaminated in such a way as to present a significant risk of harm to human health and the environment:

- There is significant petroleum hydrocarbon contamination of groundwater, including separate phase petroleum hydrocarbon, and of soils onsite;
- Groundwater contaminated with dissolved phase hydrocarbons has migrated offsite, extending across Warringah Road towards a residential area; it is currently known to be beneath two residential properties.

Potential health risks may arise if persons have direct contact (ingestion or dermal contact) with the contaminated soil and groundwater originating from the site.

There is a potential risk that contaminated groundwater may discharge to Carroll Creek, (the receiving environment for stormwater from the residential areas opposite the service station site) with contaminants at concentrations that may impact on aquatic ecosystems.

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 s. 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 4 weeks from the date of this notice.

CAROLYN STRANGE,
Director,
Contaminated Sites,
Department of Environment and Conservation

Dated: 11 August 2004.

Notes:

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 may be varied by subsequent declarations. It remains in force until it is otherwise 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

Section 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

Section 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 within a remediation site. 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 no longer required.

Relationship to other regulatory instrument

This declaration does not affect the provisions of any relevant environmental planning instruments which apply to the land or provisions of any other environmental protection legislation administered by the EPA.

DISTRICT COURT ACT 1973

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:

Wagga Wagga 10:00 a.m., 11 October (2 weeks)
In lieu of 11 October 2004 (2 weeks)
Sittings Cancelled

Dated 9 August 2004.

R. O. BLANCH,
Chief Judge

DISTRICT COURT ACT 1973

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 places and times shown as follows:

Bega 10:00 a.m., 8 November 2004 (1 week)
Sitting Cancelled. Any District Court civil matter listed at Bega is to be listed at Batemans Bay 29 November 2004 (1 week).

Nowra 10:00 a.m., 11 October 2004 (1 week)
Sitting Cancelled. Any District Court civil matter listed at Nowra is to be listed at Batemans Bay 29 November 2004 (1 week).

Batemans Bay 10:00 a.m., 29 November 2004 (1 week).

Dated 11 August 2004.

R. O. BLANCH,
Chief Judge

GEOGRAPHICAL NAMES BOARD

ERRATA

IN the notice referring to the assignment of the name Coolaman Caves, Folio 9554, 8 November 2002, the notice incorrectly spelt the name as Coolaman, the correct spelling is Cooleman, this notice corrects that error.

W. WATKINS,
Chairman

Geographical Names Board,
PO Box 143, Bathurst, NSW 2795.

IN the notice referring to the assignment of the name Yaouk Peak, Folio 437, 3 July 1970, the notice was incorrect, the correct name for this feature is Yaouk Bill Peak, this notice corrects that error.

W. WATKINS,
Chairman

Geographical Names Board,
PO Box 143, Bathurst, NSW 2795.

HERITAGE ACT 1977

ERRATUM

Rous Lench Complex, Denman Road,
Muswellbrook

SHR No. 01013

NOTICE is hereby given that Rous Lench Complex, Denman Road, Muswellbrook (Lot 142, DP 533001) (SHR No. 01013) listed on the State Heritage Register on 2 April 1999, is removed from the State Heritage Register as it has been found to be a duplicate of the existing listing for Rous Lench (Lot 142, DP 533001) (SHR No. 211) listed on the State Heritage Register on 26 August 1983.

LOCAL GOVERNMENT ACT 1993

PROCLAMATION

Marie Bashir, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 736 of the Local Government Act 1993, do, by this Proclamation, amend that part of the Proclamation altering the Area of Tamworth Regional, and the Area of Gunnedah published in the Special Supplement to Government Gazette No. 86 of 19 May 2004 on page 2911 of that Special Supplement in as much as it relates to the description of Tamworth Regional as altered and replace that description with the words set out under Schedule 1, below. I also amend that Proclamation in the manner set out in Schedule 2.

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

By Her Excellency's Command,

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

GOD SAVE THE QUEEN!

SCHEDULE 1**SCHEDULE B**

Area of Tamworth Regional as altered

Area about 9479.48 square kilometres. Commencing at the intersection of the generally northern boundary of the County of Brisbane and the Great Dividing Range; and bounded thence by that boundary, generally easterly to the north-western corner of Portion 113, Parish of Ellerston, County of Brisbane; by part of the generally south-western boundary of the Parish of Yeerawun, County of Hawes generally south-easterly to the southernmost corner of Portion 34; by part of the generally western boundary of the Parish of Barry generally northerly to the north-western corner of Portion 13; by the northern boundary of that portion easterly to Ben Halls Creek; by that creek downwards to the western boundary of Portion 10; by a line along that boundary northerly to Barnard River; by that river downwards to the south-western corner of Portion 7, Parish of Hall; by the southernmost western, the northern and the northernmost western boundaries of that portion, northerly, easterly and again northerly to Tuggolo Creek; by that creek upwards to the eastern prolongation of the northern boundary of Portion 4, Parish of Parkes; by that prolongation and boundary westerly to the range dividing the waters of Tuggolo Creek from those of Barnard River; by that range generally north-westerly to the generally southern boundary of Portion 8, Parish of Coolcumber; by part of that boundary and part of the generally western boundary of that portion westerly and generally northerly, the southern and part of the generally western boundaries of Portion 48 westerly and generally northerly to the range dividing the waters of Tuggolo Creek from those of Barnard River, aforesaid; by that range generally westerly and Great Dividing Range generally north-easterly to the northern boundary of Lot 8, D.P. 846906; by that boundary westerly to again the Great Dividing Range; by that range generally north-easterly and Moonbi Range generally north-westerly to the south-western boundary of Portion 11, Parish of Walcha, County of Parry; by part of that boundary and its prolongation north-westerly, part of the generally eastern, the northern and the western boundaries of Portion 44 and the western boundaries of Portions 49, 50, 51, 52 and 53 northerly, generally westerly and southerly, and the southern boundaries of Portions 4 and 46 (and its prolongation) westerly to Mulla Mulla Creek; by that creek downwards to the southern prolongation of the eastern boundary of Portion 1; by that prolongation and boundary and the eastern boundary of Portion 2, a line, and part of the eastern boundary of Portion 43 northerly, the southern and easternmost eastern boundaries of Portion 102, Parish of Ainsley and the eastern and generally northern boundaries of Portion 122 easterly, northerly and generally westerly, the north-eastern, generally south-eastern, generally southern and western (and its prolongation) boundaries of Portion 72 south-easterly, generally south-westerly, generally westerly and northerly, part of the generally southern boundary of Portion 145 and the generally southern boundary of Portion 2 generally westerly to Larrys Range; by that range generally north-westerly to the westernmost boundary of Portion 36; by that boundary and the western boundaries of Portion 34 and 10 (and its prolongation) northerly to Shearins Creek; by that creek upwards to the southern prolongation of the eastern boundary of Portion 34, Parish of Vernon; by that prolongation, boundary and its prolongation, boundary and its prolongation northerly to Fairy Ground Creek; by that creek downwards to the southern prolongation of the western

boundary of Portion 27; by that prolongation and boundary northerly, part of the southern boundary of Portion 29, the southern and generally western boundaries of Portion 40 and the western boundaries of Portions 28 and 26 (and its prolongation) westerly and generally northerly to Cauborn Creek; by that creek upwards to the western prolongation of the northern boundary of Portion 23; by that prolongation and part of that boundary easterly and the western boundary of Portion 76 northerly to the generally southern boundary of the Parish of Scott, County of Inglis; by part of that boundary westerly and the generally south-western boundary of that parish generally north-westerly to the Main Northern railway; by that railway generally north-easterly to MacDonald River; by that river downwards and Congi Creek upwards to the generally eastern boundary of the Parish of Tara; by that boundary and the generally eastern boundary of the Parish of Looanga, generally northerly to the northmost corner of Portion 92; by the Nandewar Range, generally westerly to the eastern boundary of Portion 18, Parish of Roumalla, County of Hardinge; by part of that boundary, the southern and the western boundaries of that portion, southerly, westerly and northerly, the southern, the north-eastern and the northern boundaries of Portion 40, Parish of Winton, County of Inglis, easterly, north-westerly and westerly to the Nandewar Range, aforesaid; by that range, generally north-westerly to the south-western corner of Portion 67, Parish of Roumalla, County of Hardinge; by the road from Bundarra to Bendemeer, north-westerly to the northern boundary of Portion 14, Parish of Retreat; by that boundary, westerly, the generally north-eastern boundary of Portion 20, generally north-westerly, the eastern boundaries of Portions 2 and 19, northerly and part of the northern boundary of Portion 19, westerly to the Nandewar Range, aforesaid; by that range generally north-westerly to the eastmost corner of Portion 42; by part of the generally north-eastern boundary of the Parish of Retreat, generally north-westerly to again, the Nandewar Range at the northmost corner of Portion 12; by that range generally northerly, generally south-westerly and generally north-westerly to the generally north-western boundary of Portion 20, Parish of Rusden, County of Nandewar; by that boundary, generally south-westerly, the generally western boundaries of that portion and Portion 21, generally southerly, the generally south-western and generally south-eastern boundaries of Lot 1, DP 592877, generally south-easterly and generally north-easterly, the generally southern boundary of Lot 2, DP 592877, generally easterly, part of the generally south-western boundary of the Parish of Lindesay, generally south-easterly, the generally southern boundary of Lot 52, DP 704695, generally easterly, the generally eastern boundary of Portion 42, generally northerly, part of the generally north-eastern boundary of the Parish of Lindesay, generally south-easterly, the generally western boundary of Portion 43, generally southerly, the generally western and generally southern boundaries of Portion 45, generally southerly and generally easterly and part of the generally south-eastern boundary of Portion 19, generally south-westerly to Coss Creek; by that creek, Gap Creek and Maules Creek, downwards to the northern prolongation of the western boundary of Portion 21, parish of Connor; by that prolongation, boundary and part of the southern boundary of the portion, southerly and easterly, the eastern and the southmost southern boundaries of Portion 27, southerly and westerly, part of the eastern boundary of Portion 23, southerly, the southern boundary of Portion 39, easterly, part of the western and the southern boundaries of Portion 9,

southerly and easterly, the southern boundary of Portion 7, easterly, part of the generally eastern and part of the generally southern boundaries of the Parish of Connor, generally southerly and generally westerly, the generally south-western boundaries of Portions 35 and 36, Parish of Mihi, generally south-easterly, the generally south-western and the generally south-eastern boundaries of Portion 33, generally south-easterly and generally north-easterly, a line, part of the western and the generally southern boundaries of Portion 20, southerly and generally easterly, part of the generally north-western, the generally north-eastern and the generally south-eastern boundaries of the Parish of Rangira, generally north-easterly, generally south-easterly and generally south-westerly, the generally eastern boundary of the Parish of Willuri and part of the generally eastern boundary of the Parish of Tulcumba, generally south-easterly, south-westerly and southerly to the north-western corner of Portion 74, Parish of Namoi, County of Darling; by the northern and eastern boundaries of that portion and part of the eastern boundary of Portion 56, easterly and southerly to a point west of the south-western corner of Portion 82, Parish of Dowe; by a line east to a point south of the southmost south-eastern corner of Portion 68; by a line north to that corner; by a line east to the Namoi River; by that river upwards to the western prolongation of the northern boundary of Portion 246, Parish of Keepit; by that prolongation, boundary and part of the eastern boundary of that portion, easterly and southerly to the intersection of the latter boundary with the western prolongation of the northern boundary of Portion 119; by that prolongation, boundary and part of the eastern boundary of that portion and the northern, eastern and a line along the southern boundary of Portion 118, generally easterly, southerly and westerly to the eastern boundary of Portion 58; by part of that boundary and a line along the southern boundary of that portion and Portions 59 and 60, southerly and westerly to the eastern boundary of Portion 22; by a line along that boundary and the eastern boundary of Portions 63 and 69, southerly to the south-eastern corner of the said Portion 69; by the southern boundary of that portion, the southern boundary and a line along the south-western boundary of Portion 64, westerly and north-westerly to the north-eastern corner of Portion 250; by the north-eastern and south-eastern boundaries of that portion, south-easterly and south-westerly, part of the north-eastern boundary of Portion 41 and the north-eastern boundaries of Portions 185, 186, 187, 224, 188, 161 and 227, south-easterly, by a southern, an eastern, again a southern, a western, again a southern and an eastern boundary of the said Portion 227, westerly, southerly, again westerly, northerly, again westerly and southerly to the eastmost north-eastern corner of Portion 226; by an eastern, a southern, again an eastern, again a southern and again an eastern boundary of that portion, southerly, westerly, again southerly, again westerly and again southerly to the Namoi River, aforesaid; by that river downwards and the Peel River upwards to the northern prolongation of the eastern boundary of portion 44, Parish of Moorowara, County of Parry; by that prolongation, boundary and part of the southern boundary of that portion, southerly and westerly, the westmost western boundary of Portion 97 and it's prolongation, southerly to the generally south-western boundary of the County of Parry; by part of that boundary, generally south-easterly, the generally western boundary of Lot 54, DP 751025, generally southerly, the western and southern boundaries of Lot 55, DP 751025, southerly and westerly, again the generally south-western boundary of the County of Parry, generally south-easterly,

the western boundary of Lot 266, DP 751011, southerly, the western and generally southern boundaries of Lot 197, DP 751011, southerly and generally easterly, the southern and part of the south-eastern boundaries of Lot 267, DP 751011, easterly and north-easterly, a line westerly to the south-western corner of Lot 30, DP 755344, part of the generally south-western boundary of the County of Parry, aforesaid, generally southerly, the northern, the western and part of the southern boundaries of Lot 109, DP 751011, easterly, southerly and westerly, a line and the eastern boundary of Lot 1, DP 728396, southerly, the generally north-eastern boundary of Lot 1, DP 748602, generally south-easterly, the northern prolongation of the eastern boundary of Lot 84, DP 751011, that boundary and it's southern prolongation, southerly to Currabubula Creek; by that creek, upwards to the northern prolongation of the western boundary of Lot 2, DP 880436; by that prolongation, boundary and part of the southern boundary of that lot, southerly and easterly, the western and part of the southern boundaries of Lot 93, DP 751011, southerly and easterly, the northern prolongation of the eastern boundary of Lot 92, DP 751011 and that boundary, southerly, a line, south-easterly, the western boundary of Lot 257, DP 751011, southerly, the generally north-western and the southern boundaries of Lot 1, DP 780038, and its prolongation, generally south-westerly and easterly to, again Currabubula Creek; by that creek, upwards to the eastern prolongation of the northern boundary of Lot 28, DP 751011; by that prolongation, boundary and the western boundary of that lot, westerly and southerly, the western boundary of Lot 29, DP 751011, southerly, the western and part of the southern boundaries of Lot 163, DP 751011, southerly and easterly, the generally northern and generally north-eastern boundaries of Lot 247, DP 751011, generally easterly and generally south-easterly, the generally eastern boundary of Lot 273, DP 751034, generally southerly, the western prolongation of the northern boundaries of Lots 139 and 138, DP 751014 and their boundaries, easterly, part of the generally south-western boundary of the County of Parry, generally south-easterly to range forming the watershed dividing Spring and Sugarloaf Creeks; by that range south-easterly to the northernmost north-western corner of Portion 193, Parish of Evan, County of Buckland; by part of the generally northern boundary of that portion and the generally north-eastern boundary of Portion 181, generally easterly and generally south-easterly to the range forming the north-western watershed of Wiles Gully, by that range generally south-easterly to the eastern boundary of Portion 112, Parish of Parnell, by part of that boundary southerly to the north-western corner of Portion 146; by the northern boundary of that portion westerly to the said range forming the north-western watershed of Wiles Gully; by that range generally south-easterly to the north-western corner of Portion 172; by part of the generally north-eastern boundary of the said Parish of Parnell generally south-easterly to the generally northern boundary of the County of Brisbane, aforesaid and by part of that boundary generally easterly to the point of commencement.

SCHEDULE 2

Omit from line 3, paragraph 1 of the Proclamation the words:

“in Government Gazette No 57 of 17 March 2004”

and insert instead the words:

“on pages 2917 to 2919 of Government Gazette No 86 of 19 May 2004.”

NATIONAL PARKS AND WILDLIFE ACT 1974

PROCLAMATION

I, Professor MARIE BASHIR, A.C., Governor of the State of New South Wales, with the advice of the Executive Council and in pursuance of the powers vested in me under section 68 of the National Parks and Wildlife Act 1974, with the consent of every owner and occupier do, on the recommendation of the Director-General of the Department of Environment and Conservation, by this my Proclamation declare the lands described hereunder to be a wildlife refuge for the purposes of the abovementioned Act.

To be known as "Rocky Creek Wildlife Refuge".

Signed and sealed at Sydney this 28th day of July 2004.

MARIE BASHIR, A.C.,
Governor

By Her Excellency's Command,

ROBERT JOHN DEBUS, M.P.,
Minister for the Environment

GOD SAVE THE QUEEN!

Description

Land District – Muswellbrook; L.G.A. – Merriwa.

County of Brisbane, Parish of Merriwa, about 66 hectares, being Lot 227, DP 750942 excluding reserved road.

NPWS/02/09062.

NATIONAL PARKS AND WILDLIFE ACT 1974

PROCLAMATION

I, Professor MARIE BASHIR, A.C., Governor of the State of New South Wales, with the advice of the Executive Council and in pursuance of the powers vested in me under section 68 of the National Parks and Wildlife Act 1974, with the consent of every owner and occupier do, on the recommendation of the Director-General of the Department of Environment and Conservation, by this my Proclamation declare the lands described hereunder to be a wildlife refuge for the purposes of the abovementioned Act.

To be known as "Willandra Wildlife Refuge".

Signed and sealed at Sydney this 28th day of July 2004.

MARIE BASHIR, A.C.,
Governor

By Her Excellency's Command,

ROBERT JOHN DEBUS, M.P.,
Minister for the Environment

GOD SAVE THE QUEEN!

Description

*Land District – Crookwell;
L.G.A. – Upper Lachlan.*

County of Argyle, Parish of Pejar, about 55.8 hectares, being Lots 75 and 76, DP 750042.

NPWS/04/05062.

PESTICIDES ACT 1999

Notice Under Section 48(4)

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

ALAN RITCHIE,
Manager,
Dangerous Goods,
Environment Protection Authority
(by delegation)

SCHEDULE

Pilot (Pesticide Rating) Licence

| Name and address of Licensee | Date of Granting of Licence |
|---|-----------------------------|
| Mr Darren Scott MARTIN, Cnr Bagshaw and Kent Roads, Kersbrook, SA 5231. | 10 August 2004. |

PROPERTY, STOCK AND BUSINESS AGENTS ACT 2002

Notification of Approval of Authorised Deposit-taking Institution

I, DAVID BRIAN O'CONNOR, Commissioner for Fair Trading, pursuant to section 87 of the Property, Stock and Business Agents Act 2002, have approved the authorised deposit-taking institution listed in the Schedule below for the purposes of Part 7 of the Act.

SCHEDULE

Greater Building Society Ltd.

Dated this 30th day of July 2004.

DAVID BRIAN O'CONNOR,
Commissioner for Fair Trading,
Office of Fair Trading,
Department of Commerce

RURAL FIRES ACT 1997

PURSUANT to section 82 of the Rural Fires Act 1997, as amended, the Commissioner of the NSW Rural Fire Service, following consultation with the local stakeholders, declares the following Local Bush Fire Danger Period Variation:

Area of Variation:

Clarence Valley Zone Incorporating:

Clarence Valley Local Government Area.

The Local Bush Fire Danger period has been extended for the period 1 August until 30 September 2004.

During this period permits pursuant to section 87 of the Rural Fires Act 1997, as amended, will be required for the lighting of fire for the purposes of land clearance or fire breaks.

MARK CROSWELLER, AFSM,
Assistant Commissioner,
Executive Director Operations
and Regional Management
(delegate)

RURAL FIRES ACT 1997

PURSUANT to section 82 of the Rural Fires Act 1997, as amended, the Commissioner of the NSW Rural Fire Service, following consultation with the local stakeholders, declares the following Local Bush Fire Danger Period Variation:

Area of Variation:

Northern Rivers Team Incorporating:

Kyogle Local Government Area,
Lismore City Council Local Government Area,
Richmond Valley Local Government Area.

The Local Bush Fire Danger period has been extended for the period 1 August until 30 September each year.

During this period permits pursuant to section 87 of the Rural Fires Act 1997, as amended, will be required for the lighting of fire for the purposes of land clearance or fire breaks.

MARK CROSWELLER,
Assistant Commissioner,
Executive Director Operations
and Regional Management
(delegate)

RURAL FIRES ACT 1997

PURSUANT to section 82 of the Rural Fires Act 1997, as amended, the Commissioner of the NSW Rural Fire Service, following consultation with the local stakeholders, declares the following Local Bush Fire Danger Period Variation:

Area of Variation:

Far North Coast Team Incorporating:

Ballina Local Government Area,
Byron Local Government Area,
Tweed Local Government Area.

The Local Bush Fire Danger period has been extended for the period 1 August until 30 September 2004.

During this period permits pursuant to section 87 of the Rural Fires Act 1997, as amended, will be required for the lighting of fire for the purposes of land clearance or fire breaks.

MARK CROSWELLER,
Assistant Commissioner,
Executive Director Operations
and Regional Management
(delegate)

RURAL FIRES ACT 1997

PURSUANT to section 82 of the Rural Fires Act 1997, as amended, the Commissioner of the NSW Rural Fire Service, following consultation with the local stakeholders, declares the following Local Bush Fire Danger Period Variation:

Area of Variation:

Mid North Coast Zone Incorporating:

Coffs Harbour Local Government Area,
Bellingen Local Government Area.

The Local Bush Fire Danger period has been extended for the period 1 August until 30 September 2004.

During this period permits pursuant to section 87 of the Rural Fires Act 1997, as amended, will be required for the lighting of fire for the purposes of land clearance or fire breaks.

MARK CROSWELLER,
Assistant Commissioner,
Executive Director Operations
and Regional Management
(delegate)

RURAL FIRES ACT 1997

PURSUANT to section 82 of the Rural Fires Act 1997, as amended, the Commissioner of the NSW Rural Fire Service, following consultation with the local stakeholders, declares the following Local Bush Fire Danger Period Variation:

Area of Variation:

Cessnock/Maitland Team Incorporating:

Cessnock Local Government Area,
Maitland Local Government Area.

The Local Bush Fire Danger period has been extended for the period 1 August until 30 September 2004.

During this period permits pursuant to section 87 of the Rural Fires Act 1997, as amended, will be required for the lighting of fire for the purposes of land clearance or fire breaks.

MARK CROSWELLER, AFSM,
Assistant Commissioner,
Executive Director Operations
and Regional Management
(delegate)

RACING ADMINISTRATION ACT 1998

ORDER

Sports Betting

I, GRANT ANTHONY McBRIDE, Minister for Gaming and Racing, in pursuance of sections 18 and 20 of the Racing Administration Act 1998, hereby amend the Schedule of Sports Betting Events and Approved Forms of Betting published in the *Government Gazette* of 3 January 2003 (as amended), by adding the following sports, sporting events, classes of sporting events and approved forms of betting.

| <i>Sport</i> | <i>Sporting Events or Classes of Sporting Events</i> | <i>Approved Forms of Betting</i> |
|-------------------|--|---|
| Swimming | Olympic Games World Championships | Winner/placegetter in event or stage Quinella Exacta Trifecta Favourite Out Betting Field Betting Head to Head Best of the select (Group betting) Individual performance Reach final/specified level |
| Rowing | Olympic Games World Championships | Winner/placegetter in event or stage Quinella Exacta Trifecta, Favourite Out Betting Field Betting Head to Head Best of the select (Group betting) Individual performance Reach final/specified level |
| Equestrian | Olympic Games World Championships | Winner/placegetter in event or stage Quinella Exacta Trifecta Favourite Out Betting Field Betting Head to Head Best of the select (Group betting) Individual performance Reach final/specified level |
| Volleyball | Olympic Games World Championships | Head to head Handicap Margins Line Team to lead at end of specified time period/s Match score total Match score competitor Match Score exact Scoring methods (Ranges) First, next or last specific scoring play/scorer Individual performance Ladder betting Team(s) to win or reach finals/specified level Wooden spoon Best of the select (Group betting) Favourite out betting Field betting Last team standing/winning Win Quinella Exacta Match with highest total score in round or series Match with highest winning margin in round or series |

| <i>Sport</i> | <i>Sporting Events or Classes of Sporting Events</i> | <i>Approved Forms of Betting</i> |
|-----------------------|--|---|
| Weight lifting | Olympic Games World Championships | Winner/placegetter in event or stage Quinella Exacta Trifecta Favourite Out Betting Field Betting Head to Head Best of the select (Group betting) Individual performance Reach final/specified level |

Dated at Sydney, 9 August 2004.

GRANT ANTHONY McBRIDE, M.P.,
Minister for Gaming and Racing

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 ADVERTISEMENTSS

COUNCIL NOTICES

BREWARRINA SHIRE COUNCIL

Local Government Act 1993

Sale of Land for Unpaid Rates and Charges

IN accordance with section 715 of the Local Government Act 1993, the Brewarrina Shire Council advises that the following properties are to be offered for sale by public auction on Saturday, 20 November 2004 at the Council Chambers located at 57 Bathurst Street, Brewarrina commencing at 10.00 a.m. All eight properties are to be sold by Council for unpaid rates and charges in accordance with the provisions of sections 713-716 of the Local Government Act 1993.

| <i>Assessment</i> | <i>Owner</i> | <i>Property Address</i> | <i>Property Description</i> |
|-------------------|-----------------------|---------------------------------|-------------------------------------|
| 92-00000-9 | Estate W. E. ANDREWS | 30 Bathurst Street, Brewarrina. | Part Lot 3 on DP 758161, section 1. |
| 559-10000-3 | Estate A. E. STEPHENS | Angledool Environs, Angledool. | Lot 2 on DP 2749. |
| 567-00000-5 | PARKER/SEATON | Angledool Environs, Angledool. | Lot 5 on DP 2749, section 7. |
| 619-00000-3 | B. J. HITCHEN | Bogan Street, Gongolon. | Lot 2 on DP 758457, section 5. |
| 620-00000-0 | I. J. HALL | Bogan Street, Gongolon. | Lot 1414 on DP 720996. |
| 652-00000-1 | Estate A. M. MASON | 59 Adam Street, Goodooga. | Lot 1 on section 15. |
| 655-00000-8 | Estate A. M. MASON | 56 Adam Street, Goodooga. | Lot 8 on section 14. |
| 693-00000-2 | Estate P. M. SMITH | 3 Brenda Street, Goodooga. | Part Lot 5 on section 1. |

J. P. GARSIDE, General Manager, Brewarrina Shire Council, PO Box 125, Brewarrina NSW 2839.

[0575]

CABONNE COUNCIL

Re-naming of Roads

NOTICE is hereby given that Cabonne Council, in pursuance of section 162 of the Roads Act 1993, has renamed the roads described hereunder:

| <i>Description</i> | <i>New Name</i> |
|---|---------------------|
| Road in Cumnock off Obley Street to the rear of the showground. | Cudumple Road. |
| Road from Molong to Yeoval. | Banjo Paterson Way. |
| Road from Peak Hill Road past "Gullendah" towards "Wandoo Wandong". | Gullendah Road. |

Authorised by resolution of Council on 19 July 2004. G. L. P. FLEMING, General Manager, Cabonne Council, PO Box 17, Molong NSW 2866. [0564]

CLARENCE VALLEY COUNCIL

Notice Under Section 7

Roads Act (General) Regulation 1994

NOTICE is hereby given that Council has formally resolved to name the following roads:

A new road forming an extension to the eastern end of the existing Crown Street as "Crown Street".

A new road within the subdivision at the Clarence River end of Crown Street as "Islandview Close".

The proposal was advertised for public comment in the *Daily Examiner* newspaper on 10 July, 2004, and no comments were received. KEN BOYLE, Acting General Manager, Clarence Valley Council – Grafton Office, Locked Bag 23, Grafton NSW 2460. [0572]

COROWA SHIRE COUNCIL

ERRATUM

IN NSW *Government Gazette* No. 120, Folio 6003, dated 16 July 2004, under the heading of Roads Act 1993, Land Acquisition (Just Terms Compensation) Act 1991, Notice of Compulsory Acquisition of Land, the Schedule to this notice describing the property being compulsory acquired as Lot 1, DP 1048757, was incorrect. The Schedule should have read Lot 1, DP 1048575. This does not affect the gazettal date of 16 July 2004. [0571]

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/Location</i> | <i>Road Name</i> |
|--|------------------|
| DP 1069088, off Stanley Close, Bolwarra Heights. | Pinnacle Close. |

The above road names have been advertised and 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. [0565]

STRATHFIELD MUNICIPAL COUNCIL

Roads Act 1993, Section 10

Dedication of Land as Public Road

NOTICE is hereby given that the Strathfield Municipal Council by resolution of the Council dated 15 April 2003, has resolved to dedicate the land described hereunder as public road pursuant to section 10 of the Roads Act 1993. D. BACKHOUSE, Acting General Manager, Strathfield Municipal Council, PO Box 120, Strathfield NSW 2135.

SCHEDULE

Lot 202 in Deposited Plan 1068474. [0566]

TAMWORTH CITY REGIONAL COUNCIL

Summary of Affairs

Freedom of Information Act 1989

Section 14 (1) (b) and (3)

THIS document represents the Council's Summary of Affairs and is published in June and December each year in accordance with section 14 (1) (b) and (3) of the Freedom of Information Act 1989.

It contains identification of:

- The Council's Policy and other Documents;
- The Council's most recent Statement of Affairs; and
- The contact person, address and time for obtaining access to the Council's documents.

WAYNE COLLINS,
Acting General Manager

1 POLICY AND OTHER DOCUMENTS HELD BY THE COUNCIL

The following is a list of the documents held by the Council and which are available perusal by members of the public:

Community Land Management

- Leases and licences for use of public land classified as Community Land
- Plans of Management for Active and Passive Community Land
- Playground Equipment Plan of Management
- Register of leases and licences for Community Land
- Swimming Pools Plan of Management
- Tamworth Regional Council Cemetery Plan of Management
- Tamworth Regional Council Land Register
- Tamworth Recreation Plan

Council Staff

- Tamworth Regional Council Equal Employment Opportunity Policy
- Tamworth Regional Council Equal Employment Opportunity Management Plan
- Tamworth Regional Council Human Resource Management Policies including Working with Children Requirements
- Tamworth Regional Council Management Policy Manual

Disaster Planning

- Tamworth Local Disaster Management Plan
- Tamworth Parry Floodplan
- Tamworth Parry Bush Fire Risk Management Plan
- Tamworth Parry Bush Fire Operations Plan

Environment

- Landfill Environmental Management Plan
- Tamworth City Council 2003 State of the Environment Report
- Barraba Shire Council 2003 State of the Environment Report
- Manilla Shire Council 2003 State of the Environment Report
- Nundle Shire Council 2003 State of the Environment Report
- Tamworth City Council Significant Tree Register
- Tamworth City Council Street Tree Master Plan

Financial and Operational

- Tamworth City Council 2002/2003 Financial Reports
- Barraba Shire Council 2002/2003 Financial Reports
- Manilla Shire Council 2002/2003 Financial Reports
- Nundle Shire Council 2002/2003 Financial Reports
- Tamworth City Council 2002/2003 Auditors Report
- Barraba Shire Council 2002/2003 Auditors Report
- Manilla Shire Council 2002/2003 Auditors Report
- Nundle Shire Council 2002/2003 Auditors Report
- Tamworth City Council 2002/2003 Annual Report
- Barraba Shire Council 2002/2003 Annual Report
- Manilla Shire Council 2002/2003 Annual Report
- Nundle Shire Council 2002/2003 Annual Report
- Tamworth Regional Council Management Plan 2004/2005
- Tamworth Regional Council Register of Investments
- Local Government Code of Accounting Practice and Financial Reporting Manual
- Local Government Asset Management Manual

Governance

- Declarations of Interest Register
- Monthly Business Papers for Council Meetings
- Monthly Minutes of Council Meetings, but restricted (in the case of any part of a meeting that is closed to members of the public by Resolution of the Council-section 10A(2) Local Government Act 1993), to the Resolutions of the Council in Closed Council.
- Register of Delegation of Functions
- Freedom of Information Statement of Affairs
- Freedom of Information Summary of Affairs
- Code of Conduct
- Code of Meeting Practice
- Competitive Neutrality Complaints Management Policy
- General Policy Register

Landuse Planning and Development Control

- Register of Building Approvals
- Register of Development Application Approvals
- Register of General Approvals
- Local Approvals Policy
- Urban Development Strategy
- Tamworth Local Environmental Plan 1996
- Tamworth City Council Contributions Register and Plan

- Records of building certificates under the Environmental Planning and Assessment Act 1979
- Development Control Plan No 1 – Traffic and Parking Guidelines
- Development Control Plan No 2 – Guidelines for Commercial and Retail Development
- Development Control Plan No 3 – Outdoor Advertising Guidelines
- Development Control Plan No 4 – Guidelines for Industrial Development
- Development Control Plan No 5 – Medium Density Housing Guidelines
- Development Control Plan No 6 – Guidelines for Health Consulting Rooms/Medical Centres
- Development Control Plan No 7 – Subdivision Guidelines for Westdale
- Development Control Plan No 8 – Guidelines for Groveleigh Gardens Estate
- Development Control Plan No 10 – Guidelines for East Point Estate
- Development Control Plan No 11 – Guidelines for Calala Rural Residential Estate
- Development Control Plan No 13 – Regulation of Brothels
- Development Control Plan No 14 – Longyard Masterplan
- Development Control Plan No 18 – Interim Floodplain Guidelines
- Development Control Plan No 19 – Subdivision Guidelines
- Development Control Plan No. 20 – Advertising & Notification of Development Applications
- Parry Rural Lands Strategy
- Tamworth Section 94 Contributions Plan
- Hills Plain Section 94 Plan
- Parry Section 94 Plan
- Nundle Section 94 Plan
- Manilla Section 94 Plan
- Barraba Section 94 Plan
- Parry Local Environmental Plan
- Manilla Local Environment Plan
- Nundle Local Environmental Plan
- Barraba Local environmental Plan
- Parry Rural adjustment Allotments DCP
- Parry Rural Residential Development DCP
- Parry Village of Kootingal DCP
- Parry Poultry Development DCP
- Parry Landscaping Guidelines

Public Health

- Tamworth Regional Council Food Premises Code

Records Management

- Local Government Records – General Disposal Authority

Community Planning

- Tamworth Regional Council Community Plan

Water Supply

- Dungowan Dam Pipeline Customer Charter
- Dungowan Dam Pipeline Issues and Discussion Paper.

2 STATEMENT OF AFFAIRS

The Council is required by section 14 (1) (a) of the Freedom of Information Act 1989, to produce a Statement of Affairs every year by 30 June as a document to be held on the Council's premises and made available upon request to members of the public in accordance with section 12 (1) of the Local Government Act 1993.

The Council's current and most recent Statement of Affairs has been available upon request since 1 July 2004.

3 CONTACT ARRANGEMENTS

The Council's Statement of Affairs may be inspected and Policy Documents obtained by contacting the Council's principal officer under the Freedom of Information Act 1989 at the Council's Administration Building, Ray Walsh House, Peel Street, Tamworth during normal office hours.

Public Officer:

Stephen Bartlett
Acting Corporate Director Services
Tamworth Regional Council
Telephone: (02) 6755 4438
E-Mail: s.bartlett@tamworth.nsw.gov.au [0573]

TWEED SHIRE COUNCIL

Roads Act 1993

Naming of Public Road

NOTICE is hereby given that following receipt of submissions in relation to the naming of the road which forms a connection between Round Mountain Road and Clothiers Creek Road at Tanglewood, Tweed Shire Council, in pursuance of section 162 of the Roads Act 1993, proposes to now name road as "WATTY BISHOP ROAD". Submissions or objections to the proposal may be made within one (1) month from the date of publication of this notice by writing to the GENERAL MANAGER, Tweed Shire Council, PO Box 816, Murwillumbah NSW 2484 and quoting File No. GS5/1 Pt 3. [0570]

TWEED SHIRE COUNCIL

Roads Act 1993

Erratum

Proposed Naming of Road in Subdivisions

IN pursuance of section 162 (1) of the Roads Act 1993, as amended, Council proposes to name two of the four roads dedicated in a plan of subdivision of Lot 103 in DP 1034762 at Murwillumbah in the Shire of Tweed as "Mount Lindesay Avenue" and "Mount Ballow Avenue". "Mount Lindesay Avenue" replaces the name "Mount Lindsay Avenue" which was advertised as an erratum, but was spelt incorrectly. "Mount Ballow Avenue" replaces the name "Mount Ballon Avenue" which was spelt incorrectly when the names for the subdivision were initially advertised. A period of fourteen (14) days from the date of this notice is allowed for any person to lodge a written objection to the proposed naming. Any objections should state clearly the reasons for such objections. GENERAL MANAGER, Tweed Shire Council, PO Box 816, Murwillumbah NSW 2484. [0576]

ESTATE NOTICES

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ADELE CELIA GLOVASKY, late of Copacabana, in the State of New South Wales, retired lecturer, who died on 21 May 2004, must send particulars of his claim to the executrix, Dorothy Graham, c.o. Peninsula Law, Solicitors, 103-105 Blackwall Road, Woy Woy NSW 2256, within one (1) calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims which at the time of distribution she has notice. Probate was granted in New South Wales on 21 July 2004. PENINSULA LAW, Solicitors, 103-105 Blackwall Road (PO Box 162), Woy Woy NSW 2256 (DX8806, Woy Woy), tel.: 4342 1111. Reference: JDT:JL:7202. [0568]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of NORMA CRAVEN, late of Terrigal, in the State of New South Wales, retired, who died on 11 June 2004, must send particulars of his claim to the executors, Janette Nott and Samone Gay Meier, c.o. Peninsula Law, Solicitors, 103-105 Blackwall Road, Woy Woy NSW 2256, or Turner Whelan, Solicitors, Level 2, 162 Goulburn Street, East Sydney, within one (1) calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims which at the time of distribution they have notice. Probate was granted in New South Wales on 20 July 2004. PENINSULA LAW, Solicitors, 103-105 Blackwall Road (PO Box 162), Woy Woy NSW 2256 (DX8806, Woy Woy), tel.: 4342 1111. Reference: JDT:JL:7281. [0569]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of PAULA ELAINE HELPS late of Illawong in the State of New South Wales, who died on 12 November, 2003 must send particulars of his claim to the executor, Ronald Brian Helps, c.o. Newnhams Solicitors, 122 Castlereagh Street, Sydney within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution he has notice. Probate was granted in New South Wales on 13 July, 2004. NEWNHAMS SOLICITORS, 122 Castlereagh Street, Sydney NSW 2000, tel.: (02) 9264 7788. [0574]

COMPANY NOTICES

NOTICE of members' final meeting.—ERNITHPTYLIMITED (in liquidation).—Notice is hereby given that in the terms of section 509 of the Corporations Law a final general meeting of the company will be held at the offices of the Liquidator, 154 Elizabeth Street, Sydney, on the 13th September 2004, at 9:00 a.m., for the purpose of having laid before it by the liquidator an account showing how the winding up has been conducted and the property of the company was disposed. COLIN J. WILSON – WILSON PORTER SERVICES PTY, Liquidators, Level 2, 154 Elizabeth Street, Sydney NSW 2000, tel.: (02) 9283 4333. Reference: CJW/jf. [0567]

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