



# Government Gazette

OF THE STATE OF  
NEW SOUTH WALES

**Number 142**  
**Friday, 3 September 2004**

Published under authority by Government Advertising and Information

## LEGISLATION

### Allocation of Administration of Acts

The Cabinet Office, Sydney

1 September 2004

#### ALLOCATION OF THE ADMINISTRATION OF ACTS

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

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

**BOB CARR,**  
Premier

#### SCHEDULE

##### PREMIER

Anti-Discrimination Act 1977 No. 48, Part 9A (remainder, Attorney General)  
Anzac Memorial (Building) Act 1923 No. 27  
Australia Acts (Request) Act 1985 No. 109  
Competition Policy Reform (New South Wales) Act 1995 No. 8  
Constitution Act 1902 No. 32  
Constitution Further Amendment (Referendum) Act 1930 No. 2  
Constitution (Legislative Council Reconstitution) Savings Act 1993 No. 19  
Election Funding Act 1981 No. 78  
Essential Services Act 1988 No. 41, Parts 1 and 2 (remainder, Minister for Industrial Relations)  
Freedom of Information Act 1989 No. 5  
Independent Commission Against Corruption Act 1988 No. 35  
Independent Commission Against Corruption (Commissioner) Act 1994 No. 61  
Independent Pricing and Regulatory Tribunal Act 1992 No. 39  
Interpretation Act 1987 No. 15  
Legislation Review Act 1987 No. 165  
Licensing and Registration (Uniform Procedures) Act 2002 No. 28  
Mutual Recognition (New South Wales) Act 1992 No. 61  
Natural Resources Commission Act 2003 No. 102 (except Part 3, jointly with the Minister for Natural Resources)  
Ombudsman Act 1974 No. 68  
Parliamentary Electorates and Elections Act 1912 No. 41  
Parliamentary Evidence Act 1901 No. 43  
Parliamentary Precincts Act 1997 No. 66  
Parliamentary Remuneration Act 1989 No. 160  
Protected Disclosures Act 1994 No. 92  
Public Finance and Audit Act 1983 No. 152, sections 28, 28A, 29, 30, 34 and Schedule 1 (remainder, Treasurer)  
Public Sector Employment and Management Act 2002 No. 43 (except Chapter 7, jointly Treasurer and Minister for Commerce)

Reprints Act 1972 No. 48  
Returned and Services League of Australia (New South Wales Branch) Incorporation Act 1935 No. 39  
Royal Commission (Police Service) Act 1994 No. 60  
Royal Commissions Act 1923 No. 29  
Seat of Government Surrender Act 1909 No. 14  
Seat of Government Surrender Act 1915 No. 9  
Seat of Government Surrender (Amendment) Act 1923 No. 31  
Senators' Elections Act 1903 No. 9  
Special Commissions of Inquiry Act 1983 No. 90  
State Arms, Symbols and Emblems Act 2004 No. 1  
State Owned Corporations Act 1989 No. 134  
Statutory and Other Offices Remuneration Act 1975 (1976 No. 4)  
Subordinate Legislation Act 1989 No. 146  
Subordinate Legislation (Repeal) Act 1985 No. 232  
Transferred Officers Extended Leave Act 1961 No. 13  
Trans-Tasman Mutual Recognition (New South Wales) Act 1996 No. 102  
Visy Mill Facilitation Act 1997 No. 139

#### **MINISTER FOR THE ARTS**

Art Gallery of New South Wales Act 1980 No. 65  
Australian Museum Trust Act 1975 No. 95  
Copyright Act 1879 42 Vic No. 20  
Film and Television Office Act 1988 No. 18  
Historic Houses Act 1980 No. 94  
Library Act 1939 No. 40  
Museum of Applied Arts and Sciences Act 1945 No. 31  
State Records Act 1998 No. 17  
Sydney Opera House Trust Act 1961 No. 9

#### **MINISTER FOR CITIZENSHIP**

Community Relations Commission and Principles of Multiculturalism Act 2000 No. 77

#### **DEPUTY PREMIER**

Nil

#### **MINISTER FOR EDUCATION AND TRAINING**

Apprenticeship and Traineeship Act 2001 No. 80  
Australian Catholic University Act 1990 No. 110  
Australian William E. Simon University Act 1988 No. 89  
Board of Adult and Community Education Act 1990 No. 119  
Board of Vocational Education and Training Act 1994 No. 33  
Charles Sturt University Act 1989 No. 76  
Education Act 1990 No. 8  
Education (School Administrative and Support Staff) Act 1987 No. 240  
Higher Education Act 2001 No. 102  
Higher Education (Amalgamation) Act 1989 No. 65  
Institute of Teachers Act 2004 No. 65  
Macquarie University Act 1989 No. 126  
Moree and District War Memorial Educational Centre Act 1962 No. 15  
Parents and Citizens Associations Incorporation Act 1976 No. 50  
Saint Andrew's College Act 1998 No. 15  
Sancta Sophia College Incorporation Act 1929 No. 45  
Southern Cross University Act 1993 No. 69  
Teacher Housing Authority Act 1975 No. 27  
Teachers' College Act 1912 No. 47  
Teaching Services Act 1980 No. 23  
Technical and Further Education Commission Act 1990 No. 118  
Technical Education Trust Funds Act 1967 No. 95  
University of New England Act 1993 No. 68  
University of New South Wales Act 1989 No. 125  
University of New South Wales (St George Campus) Act 1999 No. 45  
University of Newcastle Act 1989 No. 68  
University of Sydney Act 1989 No. 124  
University of Technology, Sydney, Act 1989 No. 69  
University of Western Sydney Act 1997 No. 116  
University of Wollongong Act 1989 No. 127

Vocational Education and Training Accreditation Act 1990 No. 120  
West Scholarships Act 1930 No. 19  
Women's College Act 1902 No. 71

#### **MINISTER FOR ABORIGINAL AFFAIRS**

Aboriginal Land Rights Act 1983 No. 42

#### **TREASURER**

Annual Reports (Departments) Act 1985 No. 156  
Annual Reports (Statutory Bodies) Act 1984 No. 87  
Appropriation (Health Super-Growth Fund) Act 2003 No. 75  
Australia and New Zealand Banking Group Limited (NMRB) Act 1991 No. 35  
Bank Integration Act 1992 No. 80  
Bank Mergers Act 1996 No. 130  
Bank Mergers (Application of Laws) Act 1996 No. 64  
Banks and Bank Holidays Act 1912 No. 43, section 22 (remainder, Minister for Industrial Relations)  
Betting Tax Act 2001 No. 43  
Canberra Advance Bank Limited (Merger) Act 1992 No. 17  
Capital Debt Charges Act 1957 No. 1  
Commonwealth Places (Mirror Taxes Administration) Act 1998 No. 100  
Commonwealth Powers (State Banking) Act 1992 No. 104  
Conversions of Securities Adjustment Act 1931 No. 63  
Dartmouth Reservoir (Financial Agreement) Act 1970 No. 30  
Debits Tax Act 1990 No. 112  
Decimal Currency Act 1965 No. 33  
Duties Act 1997 No. 123  
Energy Services Corporations Act 1995 No. 95  
Finances Adjustment Act 1932 No. 27  
Financial Agreement Act 1944 No. 29  
Financial Agreement Act 1994 No. 71  
Financial Agreement (Amendment) Act 1976 No. 35  
Financial Agreement (Decimal Currency) Act 1966 No. 39  
Financial Agreement Ratification Act 1928 No. 14  
Financial Agreement (Returned Soldiers Settlement) Ratification Act 1935 No. 1  
Financial Sector Reform (New South Wales) Act 1999 No. 1  
Fines Act 1996 No. 99 (except parts, Attorney General)  
First Home Owner Grant Act 2000 No. 21  
Freight Rail Corporation (Sale) Act 2001 No. 35  
General Government Debt Elimination Act 1995 No. 83  
General Government Liability Management Fund Act 2002 No. 60  
Government Guarantees Act 1934 No. 57  
Government Insurance Office (Privatisation) Act 1991 No. 38  
Health Insurance Levies Act 1982 No. 159  
Inscribed Stock Act 1902 No. 79  
Inscribed Stock (Issue and Renewals) Act 1912 No. 51  
Insurance Protection Tax Act 2001 No. 40  
Interest Reduction Act 1931 No. 44  
Intergovernmental Agreement Implementation (GST) Act 2000 No. 44  
Internal Audit Bureau Act 1992 No. 20  
Land Tax Act 1956 No. 27  
Land Tax Management Act 1956 No. 26  
NSW Grain Corporation Holdings Limited Act 1992 No. 31  
Pacific Power (Dissolution) Act 2003 No. 17  
Pay-roll Tax Act 1971 No. 22  
Petroleum Products Subsidy Act 1997 No. 112  
Public Authorities (Financial Arrangements) Act 1987 No. 33  
Public Finance and Audit Act 1983 No. 152 (except parts, Premier)  
Public Loans Act 1902 No. 81  
Public Sector Employment and Management Act 2002 No. 43, Chapter 7 (jointly with the Minister for Commerce; remainder Premier)  
Road Improvement (Special Funding) Act 1989 No. 95  
Secondary Mortgage Market (State Equity Participation) Act 1985 No. 131  
Snowy Hydro Corporatisation Act 1997 No. 99  
Stamp Duties Act 1920 No. 47  
State Bank (Corporatisation) Act 1989 No. 195  
State Bank of South Australia (Transfer of Undertaking) Act 1994 No. 47  
State Bank (Privatisation) Act 1994 No. 73

Superannuation Administration Act 1996 No. 39  
Superannuation (Axiom Funds Management Corporation) Act 1996 No. 40  
Taxation Administration Act 1996 No. 97  
Totalizator Act 1997 No. 45, section 70 and sections 72-79 (remainder, Minister for Gaming and Racing)  
Totalizator Agency Board Privatisation Act 1997 No. 43  
Treasury Corporation Act 1983 No. 75  
Trustees Protection Act 1931 No. 28  
Unclaimed Money Act 1995 No. 75  
Wills, Probate and Administration Act 1898 No. 13, section 61B (7) and (8) (remainder, Attorney General)

#### **MINISTER FOR STATE DEVELOPMENT**

Innovation Council Act 1996 No. 77  
New South Wales Investment Corporation (Sale) Act 1988 No. 50  
State Development and Industries Assistance Act 1966 No. 10  
Very Fast Train (Route Investigation) Act 1989 No. 44

#### **VICE-PRESIDENT OF THE EXECUTIVE COUNCIL**

Nil

#### **SPECIAL MINISTER OF STATE**

Coal and Oil Shale Mine Workers (Superannuation) Act 1941 No. 45  
First State Superannuation Act 1992 No. 100  
Hunter District Water Board Employees' Provident Fund (Special Provisions) Act 1987 No. 213  
Local Government and Other Authorities (Superannuation) Act 1927 No. 35  
New South Wales Retirement Benefits Act 1972 No. 70  
Parliamentary Contributory Superannuation Act 1971 No. 53  
Police Association Employees (Superannuation) Act 1969 No. 33  
Police Regulation (Superannuation) Act 1906 No. 28  
Public Authorities Superannuation Act 1985 No. 41  
State Authorities Non-contributory Superannuation Act 1987 No. 212  
State Authorities Superannuation Act 1987 No. 211  
State Public Service Superannuation Act 1985 No. 45  
Superannuation Act 1916 No. 28  
Superannuation Administration Authority Corporatisation Act 1999 No. 5  
Transport Employees Retirement Benefits Act 1967 No. 96

#### **MINISTER FOR COMMERCE**

The Minister for Commerce has joint administration of all Acts listed for the Minister for Fair Trading (which are not listed again below), and the following Acts

Architects Act 2003 No. 89  
Bennelong Point (Parking Station) Act 1985 No. 189  
Border Railways Act 1922 No. 16  
Building and Construction Industry Security of Payment Act 1999 No. 46  
Explosives Act 2003 No. 39  
Glen Davis Act 1939 No. 38, Part 4 (remainder, Minister for Local Government)  
Government Telecommunications Act 1991 No. 77  
Land Acquisition (Charitable Institutions) Act 1946 No. 55  
Land Acquisition (Just Terms Compensation) Act 1991 No. 22  
Motor Accidents Act 1988 No. 102  
Motor Accidents Compensation Act 1999 No. 41  
Motor Vehicles (Third Party Insurance) Act 1942 No. 15  
Occupational Health and Safety Act 2000 No. 40 (except parts, Minister for Mineral Resources)  
Public Sector Employment and Management Act 2002 No. 43, Chapter 7 (jointly with the Treasurer; remainder, Premier)  
Public Works Act 1912 No. 45 (except parts, Minister for Energy and Utilities)  
State Brickworks Act 1946 No. 16  
Workers Compensation Act 1987 No. 70  
Workers' Compensation (Brucellosis) Act 1979 No. 116  
Workers Compensation (Bush Fire, Emergency and Rescue Services) Act 1987 No. 83  
Workers' Compensation (Dust Diseases) Act 1942 No. 14  
Workmen's Compensation (Lead Poisoning-Broken Hill) Act 1922 No. 31  
Workplace Injury Management and Workers Compensation Act 1998 No. 86

**MINISTER FOR INDUSTRIAL RELATIONS**

Annual Holidays Act 1944 No. 31  
 Associated General Contractors Insurance Company Limited Act 1980 No. 38  
 Banks and Bank Holidays Act 1912 No. 43 (except part, Treasurer)  
 Bishopsgate Insurance Australia Limited Act 1983 No. 81  
 Broken Hill Trades Hall Site Act of 1898 No. 31  
 Broken Hill Trades Hall Site Extension Act 1915 No. 42  
 Builders Labourers Federation (Special Provisions) Act 1986 No. 17  
 Building and Construction Industry Long Service Payments Act 1986 No. 19  
 Coal Industry Act 2001 No. 107  
 Coal Industry (Industrial Matters) Act 1946 No. 44  
 Dangerous Goods Act 1975 No. 68  
 Employment Protection Act 1982 No. 122  
 Entertainment Industry Act 1989 No. 230  
 Essential Services Act 1988 No. 41 (except parts, Premier)  
 Funeral Services Industry (Days of Operation) Repeal Act 2000 No. 14  
 Government and Related Employees Appeal Tribunal Act 1980 No. 39  
 Hairdressers Act 2003 No. 62  
 Industrial Arbitration (Special Provisions) Act 1984 No. 121  
 Industrial Relations Act 1996 No. 17 (except parts, Attorney General)  
 Industrial Relations (Ethical Clothing Trades) Act 2001 No. 128 (jointly with the Minister Assisting the Minister for Commerce)  
 Long Service Leave Act 1955 No. 38  
 Long Service Leave (Metalliferous Mining Industry) Act 1963 No. 48  
 Road and Rail Transport (Dangerous Goods) Act 1997 No. 113 (except parts, Minister for the Environment)  
 Rural Workers Accommodation Act 1969 No. 34  
 Shops and Industries Act 1962 No. 43  
 Sporting Injuries Insurance Act 1978 No. 141  
 The Standard Insurance Company Limited and Certain Other Insurance Companies Act 1963 No. 18  
 Transport Appeal Boards Act 1980 No. 104

**ASSISTANT TREASURER**

Nil

**MINISTER FOR THE CENTRAL COAST**

Growth Centres (Development Corporations) Act 1974 No. 49 (other than section 5 and Part 3A, Division 3) so far as it relates to the Festival Development Corporation, (remainder to be vested in the Minister for Infrastructure and Planning)

**MINISTER FOR INFRASTRUCTURE AND PLANNING**

The Minister for Infrastructure and Planning has joint administration of all Acts (except section 8 of the Environmental Planning and Assessment Act 1979 No. 203, and section 102 of the Heritage Act 1977 No. 136) listed for the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration) (which are not listed again below), and the following Acts

Blue Mountains Land Development (Special Provisions) Act 1985 No. 55  
 Botany and Randwick Sites Development Act 1982 No. 99  
 Callan Park (Special Provisions) Act 2002 No. 139  
 Clyde Waste Transfer Terminal (Special Provisions) Act 2003 No. 88  
 Environmental Planning and Assessment Act 1979 No. 203 (except section 8, as noted above) (jointly with the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration) as noted above, and also jointly with the Minister for Natural Resources)  
 Growth Centres (Development Corporations) Act 1974 No. 49, (except parts, Minister for the Central Coast)  
 Heritage Act 1977 No. 136 (except section 102, as noted above)  
 Kooragang Coal Terminal (Special Provisions) Act 1997 No. 138  
 Lake Illawarra Authority Act 1987 No. 285  
 Land Development Contribution Act 1970 No. 24  
 Land Development Contribution Management Act 1970 No. 22  
 National Trust of Australia (New South Wales) Act 1990 No. 92  
 Port Kembla Development (Special Provisions) Act 1997 No. 40  
 Sir Henry Parkes National (War) Memorial Museum and Library Act 1957 No. 47  
 State Environmental Planning (Permissible Mining) Act 1996 No. 27  
 Walsh Bay Development (Special Provisions) Act 1999 No. 3  
 Warnervale Airport (Restrictions) Act 1996 No. 57  
 Western Sydney Regional Park (Revocation for Western Sydney Orbital) Act 2001 No. 60

**MINISTER FOR NATURAL RESOURCES**

The Minister for Natural Resources has joint administration with the Minister for Lands of all Acts (except section 7 of the Chipping Norton Lake Authority Act 1977 No. 38) listed for the Minister for Lands (which are not listed again below); and the following Acts

Australian Lubricating Oil Refinery Limited Agreement Ratification Act 1962 No. 16  
Australian Oil Refining Limited Agreement Ratification Act 1954 No. 34  
Australian Oil Refining Pty. Limited Agreement Ratification (Amendment) Act 1961 No. 35  
Broken Hill Proprietary Company Limited (Reclamation and Exchange) Agreement Ratification Act 1950 No. 11  
Broken Hill Proprietary Company Limited (Steelworks) Agreement Ratification Act 1950 No. 12  
Catchment Management Authorities Act 2003 No. 104  
Chipping Norton Lake Authority Act 1977 No. 38 (except section 7, as noted above)  
Coastal Protection Act 1979 No. 13  
Dams Safety Act 1978 No. 96  
Environmental Planning and Assessment Act 1979 No. 203 (except section 8) (jointly with the Minister for Infrastructure and Planning, and the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration))  
Farm Water Supplies Act 1946 No. 22  
Forestry and National Park Estate Act 1998 No. 163 (except parts, Minister for the Environment)  
Googong Dam Catchment Area Act 1975 No. 4  
Hay Irrigation Act 1902 No. 57  
Hunter Water Act 1991 No. 53, Part 5, Division 8, (remainder, Minister for Energy and Utilities)  
Irrigation Areas (Reduction of Rents) Act 1974 No. 83  
Menindee Lakes Storage Agreement Act 1964 No. 4  
Murray-Darling Basin Act 1992 No. 65  
Murrumbidgee Irrigation Areas Occupiers Relief Act 1934 No. 52  
National Parks and Wildlife Act 1974 No. 80, in so far as it relates to part of Burrinjuck State Recreation Area (remainder, Minister for the Environment)  
Native Vegetation Act 2003 No. 103  
Native Vegetation Conservation Act 1997 No. 133  
Natural Resources Commission Act 2003 No. 102, Part 3 jointly with Premier (remainder, Premier)  
New South Wales – Queensland Border Rivers Act 1947 No. 10  
Plantations and Reafforestation Act 1999 No. 97  
Rivers and Foreshores Improvement Act 1948 No. 20  
Soil Conservation Act 1938 No. 10  
Water Act 1912 No. 44, (except sections 27(1) (e1) and (e2) jointly with the Minister for Energy and Utilities)  
Water Management Act 2000 No. 92 (except parts, Minister for Energy and Utilities and other parts jointly with the Minister for Energy and Utilities)  
Wentworth Irrigation Act 1890 54 Vic. No. 7  
Western Lands Act 1901 No. 70

**ATTORNEY GENERAL**

Administration of Justice Act 1924 No. 42  
Administration (Validating) Act 1900 No. 38  
Administrative Decisions Tribunal Act 1997 No. 76  
Anglican Church of Australia (Bodies Corporate) Act 1938 No. 15  
Animals Act 1977 No. 25  
Anti-Discrimination Act 1977 No. 48 (except part, Premier)  
Antiochian Orthodox Church Property Trust Act 1993 No. 20  
Application of Laws (Coastal Sea) Act 1980 No. 146  
Arbitration (Civil Actions) Act 1983 No. 43  
Attachment of Wages Limitation Act 1957 No. 28  
Australian Mutual Provident Society Act 1988 No. 47  
Australian Mutual Provident Society (Demutualisation and Reconstruction) Act 1997 No. 56  
Bail Act 1978 No. 161  
Benevolent Society (Reconstitution) Act 1998 No. 153  
Births, Deaths and Marriages Registration Act 1995 No. 62  
Burns Philp Trustee Company Limited Act 1990 No. 82  
Charitable Trusts Act 1993 No. 10  
Child Protection (Offenders Prohibition Orders) Act 2004 No. 46 (jointly with the Minister for Police)  
Children (Criminal Proceedings) Act 1987 No. 55  
Children (Protection and Parental Responsibility) Act 1997 No. 78  
Children's Court Act 1987 No. 53  
Choice of Law (Limitation Periods) Act 1993 No. 94  
Churches of Christ in New South Wales Incorporation Act 1947 No. 2  
Churches of Christ, Scientist, Incorporation Act 1962 No. 21  
Civil Liability Act 2002 No. 22

Classification (Publications, Films and Computer Games) Enforcement Act 1995 No. 63  
Commercial Arbitration Act 1984 No. 160  
Common Carriers Act 1902 No. 48  
Commonwealth Bank (Interpretation) Act 1953 No. 29  
Commonwealth Places (Administration of Laws) Act 1970 No. 80  
Commonwealth Powers (De Facto Relationships) Act 2003 No. 49  
Commonwealth Powers (Family Law – Children) Act 1986 No. 182  
Community Justice Centres Act 1983 No. 127  
Community Protection Act 1994 No. 77  
Companies (Acquisition of Shares) (Application of Laws) Act 1981 No. 62  
Companies (Acquisition of Shares) (New South Wales) Code  
Companies (Administration) Act 1981 No. 64  
Companies and Securities (Interpretation and Miscellaneous Provisions) (Application of Laws) Act 1981 No. 63  
Companies and Securities (Interpretation and Miscellaneous Provisions) (New South Wales) Code  
Companies (Application of Laws) Act 1981 No. 122  
Companies (New South Wales) Code  
Compensation Court Repeal Act 2002 No. 23  
Compensation to Relatives Act 1897 No. 31  
Confiscation of Proceeds of Crime Act 1989 No. 90  
Constitutional Powers (Coastal Waters) Act 1979 No. 138  
Contractors Debts Act 1997 No. 110  
Co-operative Schemes (Administrative Actions) Act 2001 No. 45  
Coptic Orthodox Church (NSW) Property Trust Act 1990 No. 67  
Coroners Act 1980 No. 27  
Corporations (Administrative Actions) Act 2001 No. 33  
Corporations (Ancillary Provisions) Act 2001 No. 32  
Corporations (Commonwealth Powers) Act 2001 No. 1  
Corporations (New South Wales) Act 1990 No. 83  
Costs in Criminal Cases Act 1967 No. 13  
Council of Law Reporting Act 1969 No. 59  
Crimes Act 1900 No. 40  
Crimes at Sea Act 1998 No. 173  
Crimes (Forensic Procedures) Act 2000 No. 59  
Crimes (Local Courts Appeal and Review) Act 2001 No. 120  
Crimes Prevention Act 1916 No. 80  
Crimes (Sentencing Procedure) Act 1999 No. 92  
Criminal Appeal Act 1912 No. 16  
Criminal Procedure Act 1986 No. 209  
Criminal Records Act 1991 No. 8  
Crown Advocate Act 1979 No. 59  
Crown Proceedings Act 1988 No. 70  
Crown Prosecutors Act 1986 No. 208  
Damage by Aircraft Act 1952 No. 46  
Damages (Infants and Persons of Unsound Mind) Act 1929 No. 25  
Defamation Act 1974 No. 18  
Director of Public Prosecutions Act 1986 No. 207  
Discharged Servicemen's Badges Act 1964 No. 49  
District Court Act 1973 No. 9  
Domicile Act 1979 No. 118  
Dormant Funds Act 1942 No. 25  
Drug Court Act 1998 No. 150  
Drug Misuse and Trafficking Act 1985 No. 226 (except part, Minister for Police, and Minister for Health)  
Dust Diseases Tribunal Act 1989 No. 63  
Electronic Transactions Act 2000 No. 8  
Employees Liability Act 1991 No. 4  
Evidence Act 1995 No. 25  
Evidence (Audio and Audio Visual Links) Act 1998 No. 105  
Evidence (Children) Act 1997 No. 143  
Evidence (Consequential and Other Provisions) Act 1995 No. 27, Schedule 2  
Evidence on Commission Act 1995 No. 26  
Factors (Mercantile Agents) Act 1923 No. 2  
Family Provision Act 1982 No. 160  
Federal Courts (State Jurisdiction) Act 1999 No. 22  
Felons (Civil Proceedings) Act 1981 No. 84  
Financial Transaction Reports Act 1992 No. 99  
Fines Act 1996 No. 99, Part 2, Divisions 1 and 2, section 120 (in so far as it relates to registrars of the courts and the Sheriff) and section 123 (remainder, Treasurer)

Foreign Judgments Act 1973 No. 39  
Forfeiture Act 1995 No. 65  
Frustrated Contracts Act 1978 No. 105  
Futures Industry (Application of Laws) Act 1986 No. 66  
Futures Industry (New South Wales) Code  
Greek Orthodox Archdiocese of Australia Consolidated Trust Act 1994 No. 65  
Habitual Criminals Act 1957 No. 19  
Holy Apostolic Catholic Assyrian Church of the East Property Trust Act 1992 No. 10  
Imperial Acts Application Act 1969 No. 30  
Inclosed Lands Protection Act 1901 No. 33  
Industrial Relations Act 1996 No. 17, sections 147, 148 (except in relation to the appointment of Commissioners), 149, 150, 151, 152, 153, 154, 156 (3), 157 (3), 159 (2), 164 (2), 168, 180, 185 (2) (d) and (e), 196, 197, 207, 208, 381, 382, 383, 407 (in relation to provisions administered by the Attorney General), Schedule 2 (in relation to provisions administered by the Attorney General), and Schedule 4 (in relation to provisions administered by the Attorney General), (remainder, Minister for Industrial Relations)  
Inebriates Act 1912 No. 24  
Infants' Custody and Settlements Act 1899 No. 39  
Inheritance Act of 1901 No. 19  
Insurance Act 1902 No. 49  
Insurance (Application of Laws) Act 1986 No. 13  
Intoxicated Persons Act 1979 No. 67  
Judges' Pensions Act 1953 No. 41  
Judgment Creditors' Remedies Act 1901 No. 8  
Judicial Office (Papua New Guinea) Act 1979 No. 177  
Judicial Officers Act 1986 No. 100  
Jurisdiction of Courts (Cross-vesting) Act 1987 No. 125  
Jurisdiction of Courts (Foreign Land) Act 1989 No. 190  
Jury Act 1977 No. 18  
Justices of the Peace Act 2002 No. 27  
Land and Environment Court Act 1979 No. 204  
Law and Justice Foundation Act 2000 No. 97  
Law Courts Limited Act 1977 No. 10  
Law Enforcement (Powers and Responsibilities) Act 2002 No. 103  
Law Reform Commission Act 1967 No. 39  
Law Reform (Law and Equity) Act 1972 No. 28  
Law Reform (Marital Consortium) Act 1984 No. 38  
Law Reform (Miscellaneous Provisions) Act 1944 No. 28  
Law Reform (Miscellaneous Provisions) Act 1946 No. 33  
Law Reform (Miscellaneous Provisions) Act 1965 No. 32  
Law Reform (Vicarious Liability) Act 1983 No. 38  
Legal Aid Commission Act 1979 No. 78  
Legal Profession Act 1987 No. 109  
Lie Detectors Act 1983 No. 62  
Limitation Act 1969 No. 31  
Liquor Act 1982 No. 147, Part 2 (remainder, Minister for Gaming and Racing)  
Listening Devices Act 1984 No. 69  
Local Courts Act 1982 No. 164  
Local Courts (Civil Claims) Act 1970 No. 11  
Lutheran Church of Australia (New South Wales District) Property Trust Act 1982 No. 101  
Maintenance, Champerty and Barratry Abolition Act 1993 No. 88  
Maintenance Orders (Facilities for Enforcement) Act 1923 No. 4  
Marketable Securities Act 1970 No. 72  
Married Persons (Equality of Status) Act 1996 No. 96  
Matrimonial Causes Act 1899 No. 14  
Mental Health (Criminal Procedure) Act 1990 No. 10  
Methodist Church of Samoa in Australia Property Trust Act 1998 No. 96  
Mining Act 1992 No. 29, section 293 (remainder, Minister for Mineral Resources)  
Minors (Property and Contracts) Act 1970 No. 60  
Moratorium Act 1932 No. 57  
Notice of Action and Other Privileges Abolition Act 1977 No. 19  
Oaths Act 1900 No. 20  
Parliamentary Papers (Supplementary Provisions) Act 1975 No. 49  
Partnership Act 1892 55 Vic. No. 12  
Piracy Punishment Act 1902 No. 69  
Police Powers (Drug Detection Dogs) Act 2001 No. 115  
Police Powers (Drug Premises) Act 2001 No. 30  
Police Powers (Internally Concealed Drugs) Act 2001 No. 31



Police (Special Provisions) Act 1901 No. 5 (except part, Minister for Police)  
Presbyterian Church of Australia Act 1971 No. 42  
Pre-Trial Diversion of Offenders Act 1985 No. 153  
Printing and Newspapers Act 1973 No. 46  
Privacy and Personal Information Protection Act 1998 No. 133  
Professional Standards Act 1994 No. 81  
Property (Relationships) Act 1984 No. 147  
Protected Estates Act 1983 No. 179  
Public Defenders Act 1995 No. 28  
Public Notaries Act 1997 No. 98  
Public Trustee Act 1913 No. 19  
Recovery of Imposts Act 1963 No. 21  
Reorganised Church of Jesus Christ of Latter Day Saints Trust Property Act 1959 No. 13  
Restraints of Trade Act 1976 No. 67  
Restricted Premises Act 1943 No. 6  
Roman Catholic Church Communities' Lands Act 1942 No. 23  
Roman Catholic Church Trust Property Act 1936 No. 24  
Royal Blind Society (Corporate Conversion) Act 2003 No. 64  
Royal Institute for Deaf and Blind Children Act 1998 No. 6  
Russian Orthodox Church (NSW) Property Trust Act 1991 No. 91  
Sale of Goods Act 1923 No. 1  
Sale of Goods (Vienna Convention) Act 1986 No. 119  
Scout Association of Australia (New South Wales Branch) Incorporation Act 1928 No. 26  
Sea-Carriage Documents Act 1997 No. 92  
Search Warrants Act 1985 No. 37  
Securities Industry (Application of Laws) Act 1981 No. 61  
Sheriff Act 1900 No. 16  
Solicitor General Act 1969 No. 80  
Standard Time Act 1987 No. 149  
Status of Children Act 1996 No. 76  
Stewards' Foundation of Christian Brethren Act 1989 No. 172  
Suitors' Fund Act 1951 No. 3  
Summary Offences Act 1988 No. 25  
Sunday (Service of Process) Act 1984 No. 45  
Supreme Court Act 1970 No. 52  
Telecommunications (Interception) (New South Wales) Act 1987 No. 290  
Terrorism (Commonwealth Powers) Act 2002 No. 114  
Terrorism (Police Powers) Act 2002 No. 115  
Testator's Family Maintenance and Guardianship of Infants Act 1916 No. 41  
Trustee Act 1925 No. 14  
Trustee Companies Act 1964 No. 6  
Trustees Delegation of Powers Act 1915 No. 31  
Unauthorised Documents Act 1922 No. 6  
Uncollected Goods Act 1995 No. 68  
Uniting Church in Australia Act 1977 No. 47  
Victims Rights Act 1996 No. 114  
Victims Support and Rehabilitation Act 1996 No. 115  
Voluntary Workers (Soldiers' Holdings) Amendment Act 1974 No. 27, sections 4 to 9 (remainder, Minister for Natural Resources, and Minister for Lands)  
Westpac Banking Corporation (Transfer of Incorporation) Act 2000 No. 71  
Wills, Probate and Administration Act 1898 No. 13 (except parts, Treasurer)  
Witnesses Examination Act 1900 No. 34  
Workplace Video Surveillance Act 1998 No. 52  
Young Offenders Act 1997 No. 54 (except parts, Minister for Juvenile Justice)

#### **MINISTER FOR THE ENVIRONMENT**

Contaminated Land Management Act 1997 No. 140  
Crown Lands Act 1989 No. 6, so far as it relates to the Crown Reserve known as Jenolan Caves Reserves, reserve number 190075 for preservation of caves, preservation of fauna, preservation of native flora and public recreation and the land dedicated for the public purpose of accommodation house D590137, in the Parishes of Jenolan, Bombah and Bouverie, Counties of Westmoreland and Georgiana, (remainder, Minister for Natural Resources, Minister for Tourism and Sport and Recreation, and Minister for Lands)  
Environmental Trust Act 1998 No. 82  
Environmentally Hazardous Chemicals Act 1985 No. 14  
Filming Approval Act 2004 No. 38  
Forestry and National Park Estate Act 1998 No. 163 (Part 2, and Schedules 1-7, remainder Minister for Natural Resources)

Forestry Restructuring and Nature Conservation Act 1995 No. 50  
Forestry Revocation and National Park Reservation Act 1996 No. 131  
Forestry Revocation and National Parks Reservation Act 1983 No. 37  
Forestry Revocation and National Parks Reservation Act 1984 No. 85  
Lane Cove National Park (Sugarloaf Point Additions) Act 1996 No. 71  
Lord Howe Island Act 1953 No. 39  
Lord Howe Island Aerodrome Act 1974 No. 25  
Marine Parks Act 1997 No. 64 (jointly with the Minister for Primary Industries)  
National Environment Protection Council (New South Wales) Act 1995 No. 4  
National Park Estate (Reservations) Act 2002 No. 137  
National Park Estate (Reservations) Act 2003 No. 24  
National Park Estate (Southern Region Reservations) Act 2000 No. 103  
National Parks and Wildlife Act 1974 No. 80 (except in so far as it relates to part of Burrinjuck State Recreation Area, Minister for Natural Resources)  
National Parks and Wildlife (Adjustment of Areas) Act 2001 No. 49  
Nature Conservation Trust Act 2001 No. 10  
Ozone Protection Act 1989 No. 208  
Pesticides Act 1999 No. 80  
Protection of the Environment Administration Act 1991 No. 60  
Protection of the Environment Operations Act 1997 No. 156  
Radiation Control Act 1990 No. 13  
Recreation Vehicles Act 1983 No. 136 (except parts, Minister for Roads)  
Road and Rail Transport (Dangerous Goods) Act 1997 No. 113, so far as it relates to the on-road and on-rail transport of dangerous goods by road or rail (remainder, Minister for Industrial Relations)  
Roads Act 1993 No. 33, so far as it relates to Lord Howe Island (remainder, Minister for Roads, Minister for Natural Resources, Minister for Local Government, and Minister for Lands)  
Royal Botanic Gardens and Domain Trust Act 1980 No. 19  
Sydney Water Catchment Management Act 1998 No. 171  
Threatened Species Conservation Act 1995 No. 101  
Waste Avoidance and Resource Recovery Act 2001 No. 58  
Waste Recycling and Processing Corporation Act 2001 No. 59  
Wilderness Act 1987 No. 196  
Zoological Parks Board Act 1973 No. 34

#### **MINISTER FOR ROADS**

Campbelltown Presbyterian Cemetery Act 1984 No. 19  
Driving Instructors Act 1992 No. 3  
Motor Vehicles Taxation Act 1988 No. 111  
Recreation Vehicles Act 1983 No. 136, Parts 4 and 6 (remainder, Minister for the Environment)  
Road Transport (Driver Licensing) Act 1998 No. 99  
Road Transport (General) Act 1999 No. 18  
Road Transport (Heavy Vehicles Registration Charges) Act 1995 No. 72  
Road Transport (Safety and Traffic Management) Act 1999 No. 20  
Road Transport (Vehicle Registration) Act 1997 No. 119  
Roads Act 1993 No. 33 (except parts, Minister for the Environment, Minister for Natural Resources, Minister for Local Government, and Minister for Lands)  
Sydney Harbour Tunnel (Private Joint Venture) Act 1987 No. 49  
Transport Administration Act 1988 No. 109, Part 6, and so much of the Act as relates to the Roads and Traffic Authority (remainder, Minister for Transport Services)

#### **MINISTER FOR HOUSING**

Aboriginal Housing Act 1998 No. 47  
Commonwealth and State Housing Agreement Act 1946 No. 19  
Commonwealth and State Housing Agreement Act 1955 No. 41  
HomeFund Restructuring Act 1993 No. 112 (except parts, Minister for Commerce, and Minister for Fair Trading)  
Housing Act 2001 No. 52  
Housing Agreement Act 1956 No. 35  
Housing Agreement Act 1961 No. 39  
Housing Agreement Act 1966 No. 40  
Housing Agreement Act 1973 No. 57  
Housing Agreement Act 1974 No. 90  
Housing Agreement Act 1978 No. 149  
Housing Agreement Act 1981 No. 129  
Housing Agreement Act 1985 No. 32  
Landcom Corporation Act 2001 No. 129  
Loan Fund Companies Act 1976 No. 94

**MINISTER FOR HEALTH**

Ambulance Services Act 1990 No. 16  
Anatomy Act 1977 No. 126  
Cancer Institute (NSW) Act 2003 No. 14  
Centenary Institute of Cancer Medicine and Cell Biology Act 1985 No. 192  
Chiropractors Act 2001 No. 15  
Dental Practice Act 2001 No. 64  
Dental Technicians Registration Act 1975 No. 40  
Dentists Act 1989 No. 139  
Drug Misuse and Trafficking Act 1985 No. 226, Part 2A (jointly with the Minister for Police, remainder, Attorney General)  
Fluoridation of Public Water Supplies Act 1957 No. 58  
Garvan Institute of Medical Research Act 1984 No. 106  
Gladesville Mental Hospital Cemetery Act 1960 No. 45  
Health Administration Act 1982 No. 135  
Health Care Complaints Act 1993 No. 105  
Health Care Liability Act 2001 No. 42  
Health Professionals (Special Events Exemption) Act 1997 No. 90  
Health Records and Information Privacy Act 2002 No. 71  
Health Services Act 1997 No. 154  
Human Tissue Act 1983 No. 164  
Lunacy and Inebriates (Commonwealth Agreement Ratification) Act 1937 No. 37  
Lunacy (Norfolk Island) Agreement Ratification Act 1943 No. 32  
Medical Practice Act 1992 No. 94  
Mental Health Act 1990 No. 9  
New South Wales Cancer Council Act 1995 No. 43  
New South Wales Institute of Psychiatry Act 1964 No. 44  
Nurses Act 1991 No. 9  
Nursing Homes Act 1988 No. 124  
Optical Dispensers Act 1963 No. 35  
Optometrists Act 2002 No. 30  
Osteopaths Act 2001 No. 16  
Pharmacy Act 1964 No. 48  
Physiotherapists Act 2001 No. 67  
Podiatrists Act 1989 No. 23  
Podiatrists Act 2003 No. 69  
Poisons and Therapeutic Goods Act 1966 No. 31  
Private Hospitals and Day Procedure Centres Act 1988 No. 123  
Psychologists Act 2001 No. 69  
Public Health Act 1991 No. 10  
Smoke-free Environment Act 2000 No. 69  
Sydney Hospital (Trust Property) Act 1984 No. 133  
Tuberculosis Act 1970 No. 18

**MINISTER FOR TRANSPORT SERVICES**

Air Navigation Act 1938 No. 9  
Air Transport Act 1964 No. 36  
Border Railways (Grain Elevators) Amendment Act 1957 No. 9  
Broken Hill to South Australian Border Railway Agreement Act 1968 No. 59  
Civil Aviation (Carriers' Liability) Act 1967 No. 64  
Commercial Vessels Act 1979 No. 41  
Glenreagh to Dorrigo Railway (Closure) Act 1993 No. 65  
Marine (Boating Safety-Alcohol and Drugs) Act 1991 No. 80  
Marine Pilotage Licensing Act 1971 No. 56  
Marine Pollution Act 1987 No. 299  
Marine Safety Act 1998 No. 121  
Marine Safety Legislation (Lakes Hume and Mulwala) Act 2001 No. 78  
Maritime Services Act 1935 No. 47  
National Rail Corporation (Agreement) Act 1991 No. 82  
Navigation Act 1901 No. 60  
Parking Space Levy Act 1992 No. 32  
Passenger Transport Act 1990 No. 39  
Ports Corporatisation and Waterways Management Act 1995 No. 13  
Rail Safety Act 2002 No. 96  
Railway Construction (East Hills to Campbelltown) Act 1983 No. 111  
Railway Construction (Maldon to Port Kembla) Act 1983 No. 112  
Tow Truck Industry Act 1998 No. 111  
Transport Administration Act 1988 No. 109 (except part, Minister for Roads)

**MINISTER FOR THE HUNTER**

Nil

**MINISTER ASSISTING THE MINISTER FOR STATE DEVELOPMENT**

Nil

**MINISTER FOR POLICE**

Australian Crime Commission (New South Wales) Act 2003 No. 13  
Child Protection (Offenders Prohibition Orders) Act 2004 No. 46 (jointly with the Attorney General)  
Child Protection (Offenders Registration) Act 2000 No. 42  
Commercial Agents and Private Inquiry Agents Act 1963 No. 4  
Criminal Assets Recovery Act 1990 No. 23  
Drug Misuse and Trafficking Act 1985 No. 226, Part 2A (jointly with the Minister for Health, remainder Attorney General)  
Firearms Act 1996 No. 46  
Law Enforcement and National Security (Assumed Identities) Act 1998 No. 154  
Law Enforcement (Controlled Operations) Act 1997 No. 136  
New South Wales Crime Commission Act 1985 No. 117  
Police Act 1990 No. 47  
Police Department (Transit Police) Act 1989 No. 58  
Police Integrity Commission Act 1996 No. 28  
Police Powers (Drug Detection in Border Areas Trial) Act 2003 No. 28  
Police Powers (Vehicles) Act 1998 No. 166  
Police (Special Provisions) Act 1901 No. 5, Part 4 (remainder, Attorney General)  
Road Obstructions (Special Provisions) Act 1979 No. 9  
Security Industry Act 1997 No. 157  
Sporting Venues (Pitch Invasions) Act 2003 No. 44  
Weapons Prohibition Act 1998 No. 127  
Witness Protection Act 1995 No. 87  
Wool, Hide and Skin Dealers Act 1935 No. 40  
Wool, Hide and Skin Dealers Act 2004 No. 7

**MINISTER FOR COMMUNITY SERVICES**

Adoption Act 2000 No. 75  
Child Welfare (Commonwealth Agreement Ratification) Act 1941 No. 11  
Child Welfare (Commonwealth Agreement Ratification) Act 1962 No. 28  
Children and Young Persons (Care and Protection) Act 1998 No. 157  
Children (Care and Protection) Act 1987 No. 54  
Community Services (Complaints, Reviews and Monitoring) Act 1993 No. 2 (jointly with the Minister for Ageing, and the Minister for Disability Services)  
Community Welfare Act 1987 No. 52 (jointly with the Minister for Disability Services)

**MINISTER FOR AGEING**

Community Services (Complaints, Reviews and Monitoring) Act 1993 No. 2 (jointly with the Minister for Community Services, and the Minister for Disability Services)  
Home Care Service Act 1988 No. 6 (jointly with the Minister for Disability Services)

**MINISTER FOR DISABILITY SERVICES**

Community Services (Complaints, Reviews and Monitoring) Act 1993 No. 2 (jointly with the Minister for Community Services, and the Minister for Ageing)  
Community Welfare Act 1987 No. 52 (jointly with the Minister for Community Services)  
Disability Services Act 1993 No. 3  
Guardianship Act 1987 No. 257  
Home Care Service Act 1988 No. 6 (jointly with the Minister for Ageing)  
Youth and Community Services Act 1973 No. 90

**MINISTER FOR YOUTH**

Child Protection (Prohibited Employment) Act 1998 No. 147  
Commission for Children and Young People Act 1998 No. 146  
Youth Advisory Council Act 1989 No. 39

**MINISTER FOR ENERGY AND UTILITIES**

Aberdare County Council (Dissolution) Act 1982 No. 74  
AGL Corporate Conversion Act 2002 No. 16  
Eastern Gas Pipeline (Special Provisions) Act 1996 No. 126  
Electricity Safety Act 1945 (1946 No. 13) (except part jointly with Minister for Commerce, and

Minister for Fair Trading)  
 Electricity Supply Act 1995 No. 94  
 Energy Administration Act 1987 No. 103  
 Eraring Power Station Act 1981 No. 107  
 Gas Industry Restructuring Act 1986 No. 213  
 Gas Pipelines Access (New South Wales) Act 1998 No. 41  
 Gas Supply Act 1996 No. 38 (except parts, jointly Minister for Commerce, and Minister for Fair Trading)  
 Gosford-Wyong Electricity Supply (Special Provisions) Act 1985 No. 182  
 Hunter Water Act 1991 No. 53 (except parts, Minister for Natural Resources)  
 National Electricity (New South Wales) Act 1997 No. 20  
 Northern Rivers County Council (Undertaking Acquisition) Act 1981 No. 95  
 Pipelines Act 1967 No. 90  
 Public Works Act 1912 No. 45, sections 34(3) and 34(4) (remainder, Minister for Commerce)  
 State Water Corporation Act 2004 No. 40  
 Sydney Water Act 1994 No. 88  
 Water Act 1912 No. 44, sub-sections 27(1) (e1) and (e2) jointly with the Minister for Natural Resources (remainder, Minister for Natural Resources)  
 Water Management Act 2000 No. 92, sections 71G, 76 and 85, Chapter 3 Part 4, Chapter 7 Parts 2, 4 and 5, Chapter 8 Part 2 (except sub-sections 372(1) (c), (5) and (6)) and Chapter 9 (except sections 392, 393 and 404) jointly with the Minister for Natural Resources; Chapter 5 Part 1 (all); Chapter 6 Part 2, Chapter 7 Parts 1 and 3, and Schedules 3, 4 and 5 in so far as they relate to the Fish River Water Supply Scheme and the following water supply authorities: Cobar Water Board, Gosford City Council, Sydney Olympic Park Authority, Wyong Council, and Australian Inland Energy Water Infrastructure (remainder, Minister for Natural Resources)

#### **MINISTER FOR SCIENCE AND MEDICAL RESEARCH**

Human Cloning and Other Prohibited Practices Act 2003 No. 20  
 Research Involving Human Embryos (New South Wales) Act 2003 No. 21

#### **MINISTER ASSISTING THE MINISTER FOR HEALTH (CANCER)**

Nil

#### **MINISTER ASSISTING THE PREMIER ON THE ARTS**

Nil

#### **MINISTER FOR TOURISM AND SPORT AND RECREATION**

Boxing and Wrestling Control Act 1986 No. 11  
 Centennial Park and Moore Park Trust Act 1983 No. 145  
 Crown Lands Act 1989 No. 6, so far as it relates to the Crown Reserve known as Parramatta Park, reserve number D500239, the Crown Reserve known as Wollongong Sportsground, reserve number D580096 for public recreation and tourist purposes, in the Parish of Wollongong, County of Camden, the Crown Reserve known as Newcastle International Sports Centre, reserve number D84753 for public recreation, in the Parish of Newcastle, County of Northumberland, the Crown Reserve known as Newcastle Showground, reserve number D570083 for showground, in the Parish of Newcastle, County of Northumberland, and Luna Park Reserve (within the meaning of the Luna Park Site Act 1990) (remainder, Minister for Natural Resources, Minister for the Environment, and Minister for Lands)  
 Institute of Sport Act 1995 No. 52  
 Luna Park Site Act 1990 No. 59  
 Motor Vehicle Sports (Public Safety) Act 1985 No. 24  
 Mount Panorama Motor Racing Act 1989 No. 108  
 Newcastle Agricultural, Horticultural, and Industrial Association Act of 1905  
 Newcastle International Sports Centre Act 1967 No. 63  
 Parramatta Park (Old Government House) Act 1967 No. 33  
 Parramatta Park Trust Act 2001 No. 17  
 Parramatta Stadium Trust Act 1988 No. 86  
 Sporting Bodies' Loans Guarantee Act 1977 No. 3  
 Sporting Venues Management Act 2002 No. 56  
 Sports Drug Testing Act 1995 No. 45  
 State Sports Centre Trust Act 1984 No. 68  
 Sydney Cricket and Sports Ground Act 1978 No. 72  
 Sydney Entertainment Centre Act 1980 No. 135  
 Sydney Olympic Park Authority Act 2001 No. 57  
 Sydney 2000 Games Administration Act 2000 No. 81  
 Tourism New South Wales Act 1984 No. 46  
 Wollongong Sportsground Act 1986 No. 174

#### **MINISTER FOR WOMEN**

Nil

**MINISTER FOR RURAL AFFAIRS**

Nil

**MINISTER FOR LOCAL GOVERNMENT**

Carlingford Drainage Improvement (Land Exchange) Act 1992 No. 68

City of Sydney Act 1988 No. 48

Collarenebri Water Supply Act 1968 No. 18

Companion Animals Act 1998 No. 87

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

Glen Davis Act 1939 No. 38 (except part, Minister for Commerce)

Grafton Water Supply Act 1956 No. 33

Impounding Act 1993 No. 31

Local Government Act 1993 No. 30

Local Government Areas Amalgamation Act 1980 No. 110

Local Government Associations Incorporation Act 1974 No. 20

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

Newcastle (Miscellaneous Lands) Act 1979 No. 140

Newcastle National Park Enabling Act 1924 No. 49

Queen Victoria Building Site Act 1952 No. 30

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

Swimming Pools Act 1992 No. 49

Walgett Water Supply Act 1959 No. 17

**MINISTER FOR EMERGENCY SERVICES**

Fire Brigades Act 1989 No. 192

Fire Services Joint Standing Committee Act 1998 No. 18

Rural Fires Act 1997 No. 65

State Emergency and Rescue Management Act 1989 No. 165

State Emergency Service Act 1989 No. 164

**MINISTER FOR LANDS**

The Minister for Lands has joint administration of the following Acts with the Minister for Natural Resources (except section 7 of the Chipping Norton Lake Authority Act 1977 No. 38 which is solely administered by the Minister for Lands)

Access to Neighbouring Land Act 2000 No. 2

Bills of Sale Act 1898 No. 10

Botany Bay National Park (Helicopter Base Relocation) Act 2004 No. 27

Botany Cemetery and Crematorium Act 1972 No. 6

Camperdown Cemetery Act 1948 No. 14

Chipping Norton Lake Authority Act 1977 No. 38 (section 7 solely administered by the Minister for Lands as noted above)

Christ Church Cathedral, Newcastle, Cemetery Act 1966 No. 20

Commons Management Act 1989 No. 13

Community Land Development Act 1989 No. 201

Conversion of Cemeteries Act 1974 No. 17

Conveyancing Act 1919 No. 6

Conveyancing and Law of Property Act 1898 No. 17

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

Crown Lands (Continued Tenures) Act 1989 No. 7

Crown Lands (Validation of Revocations) Act 1983 No. 55

Dividing Fences Act 1991 No. 72

Encroachment of Buildings Act 1922 No. 23

Geographical Names Act 1966 No. 13

Gore Hill Memorial Cemetery Act 1986 No. 116

Gosford Cemeteries Act 1970 No. 84

Land Agents Act 1927 No. 3

Land Sales Act 1964 No. 12

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

Mudgee Cemeteries Act 1963 No. 2

Native Title (New South Wales) Act 1994 No. 45

Necropolis Act 1901 (1902 No. 20)

Old Balmain (Leichhardt) Cemetery Act 1941 No. 12  
 Old Liverpool Cemetery Act 1970 No. 49  
 Old Roman Catholic Cemetery, Crown Street, Wollongong, Act 1969 No. 56  
 Old Wallsend Cemetery Act 1953 No. 5  
 Parramatta Methodist Cemetery Act 1961 No. 44  
 Perpetuities Act 1984 No. 43  
 Powers of Attorney Act 2003 No. 53  
 Public Reserves Management Fund Act 1987 No. 179  
 Queanbeyan Showground (Variation of Purposes) Act 1995 No. 14  
 Real Property Act 1900 No. 25  
 Real Property (Legal Proceedings) Act 1970 No. 92  
 Registrar-General Act 1973 No. 67  
 Roads Act 1993 No. 33, Parts 2, 4 and 12 (section 178 (2) excepted) and section 148; and the remaining provisions of the Act so far as they relate to Crown roads (remainder, Minister for the Environment, Minister for Roads, and Minister for Local Government)  
 St. Andrew's Church of England, Mayfield, Cemetery Act 1957 No. 39  
 St. Andrew's Presbyterian Church, Woonona, Cemetery Act 1966 No. 6  
 St. Anne's Church of England, Ryde, Act 1968 No. 47  
 St. George's Church of England, Hurstville, Cemetery Act 1961 No. 63  
 St. Peter's Church of England, Cook's River, Cemetery Act 1968 No. 48  
 St. Thomas' Church of England, North Sydney, Cemetery Act 1967 No. 22  
 Strata Schemes (Freehold Development) Act 1973 No. 68  
 Strata Schemes (Leasehold Development) Act 1986 No. 219  
 Surveying Act 2002 No. 83  
 Transfer of Records Act 1923 No. 14  
 Trustees of Schools of Arts Enabling Act 1902 No. 68  
 Tweed River Entrance Sand Bypassing Act 1995 No. 55  
 Valuation of Land Act 1916 No. 2  
 Voluntary Workers (Soldiers' Holdings) Act 1917 No. 25  
 Voluntary Workers (Soldiers' Holdings) Amendment Act 1974 No. 27 (except parts, Attorney General)  
 Wagga Wagga Racecourse Act 1993 No. 109, sections 4 and 5 (remainder, Minister for Gaming and Racing)  
 Wild Dog Destruction Act 1921 No. 17

#### **MINISTER FOR REGIONAL DEVELOPMENT**

Albury-Wodonga Development Repeal Act 2000 No. 18  
 Country Industries (Pay-roll Tax Rebates) Act 1977 No. 79  
 Regional Development Act 2004 No. 58

#### **MINISTER FOR THE ILLAWARRA**

Nil

#### **MINISTER FOR SMALL BUSINESS**

Retail Leases Act 1994 No. 46  
 Small Business Development Corporation Act 1984 No. 119

#### **MINISTER FOR PRIMARY INDUSTRIES**

The Minister for Primary Industries has joint administration of all Acts listed for the Minister for Mineral Resources (which are not listed again below); and the following Acts

Agricultural and Veterinary Chemicals (New South Wales) Act 1994 No. 53  
 Agricultural Industry Services Act 1998 No. 45  
 Agricultural Livestock (Disease Control Funding) Act 1998 No. 139  
 Agricultural Scientific Collections Trust Act 1983 No. 148  
 Agricultural Tenancies Act 1990 No. 64  
 Animal Research Act 1985 No. 123  
 Apiaries Act 1985 No. 16  
 Banana Industry Act 1987 No. 66  
 Biological Control Act 1985 No. 199  
 C.B. Alexander Foundation Incorporation Act 1969 No. 61  
 Dairy Adjustment Programme Agreement Ratification Act 1975 No. 31  
 Dairy Adjustment Programme Agreement Ratification Act 1977 No. 98  
 Dairy Industry Act 2000 No. 54  
 Dried Fruits (Repeal) Act 1997 No. 124  
 Exhibited Animals Protection Act 1986 No. 123  
 Exotic Diseases of Animals Act 1991 No. 73  
 Farm Debt Mediation Act 1994 No. 91  
 Farm Produce Act 1983 No. 30

Farrer Memorial Research Scholarship Fund Act 1930 No. 38  
Fertilisers Act 1985 No. 5  
Fish Marketing Act 1994 No. 37  
Fisheries Act 1935 No. 58  
Fisheries Management Act 1994 No. 38  
Food Act 2003 No. 43  
Forestry Act 1916 No. 55  
Game and Feral Animal Control Act 2002 No. 64  
Gene Technology (GM Crop Moratorium) Act 2003 No. 12  
Gene Technology (New South Wales) Act 2003 No. 11  
Grain Marketing Act 1991 No. 15  
Marginal Dairy Farms Reconstruction Scheme Agreement Ratification Act 1971 No. 72  
Marine Parks Act 1997 No. 64 (jointly with the Minister for the Environment)  
Marketing of Primary Products Act 1983 No. 176  
Meat Industry Act 1978 No. 54  
Non-Indigenous Animals Act 1987 No. 166  
Noxious Weeds Act 1993 No. 11  
Plant Diseases Act 1924 No. 38  
Poultry Meat Industry Act 1986 No. 101  
Prevention of Cruelty to Animals Act 1979 No. 200  
Rural Adjustment Scheme Agreement Act 1993 No. 107  
Rural Assistance Act 1989 No. 97  
Rural Lands Protection Act 1998 No. 143  
Seeds Act 1982 No. 14  
Snowy Mountains Cloud Seeding Trial Act 2004 No. 19  
Softwood Forestry Agreement Act 1968 No. 20  
Softwood Forestry Agreement Ratification Act 1980 No. 90  
Softwood Forestry (Further Agreement) Act 1973 No. 7  
States and Northern Territory Grants (Rural Adjustment) Agreement Ratification Act 1985 No. 113  
States and Northern Territory Grants (Rural Adjustment) Agreement Ratification Act 1989 No. 168  
States Grants (Rural Adjustment) Agreement Ratification Act 1977 No. 104  
States Grants (Rural Reconstruction) Agreement Ratification Act 1971 No. 37  
Stock (Artificial Breeding) Act 1985 No. 196  
Stock (Chemical Residues) Act 1975 No. 26  
Stock Diseases Act 1923 No. 34  
Stock Foods Act 1940 No. 19  
Stock Medicines Act 1989 No. 182  
Swine Compensation Act 1928 No. 36  
Sydney Market Authority (Dissolution) Act 1997 No. 62  
Timber Marketing Act 1977 No. 72  
Veterinary Practice Act 2003 No. 87  
Veterinary Surgeons Act 1986 No. 55  
Wine Grapes Marketing Board (Reconstitution) Act 2003 No. 100

#### **MINISTER FOR JUVENILE JUSTICE**

Children (Community Service Orders) Act 1987 No. 56  
Children (Detention Centres) Act 1987 No. 57  
Children (Interstate Transfer of Offenders) Act 1988 No. 85  
Young Offenders Act 1997 No. 54, sections 49, 60 and 61, and Schedule 1 (remainder, Attorney General)

#### **MINISTER FOR WESTERN SYDNEY**

Nil

#### **MINISTER ASSISTING THE MINISTER FOR INFRASTRUCTURE AND PLANNING (PLANNING ADMINISTRATION)**

The Minister Assisting the Minister for Infrastructure and Planning (Planning Administration) has joint administration of the following Acts with the Minister for Infrastructure and Planning (except section 8 of the Environmental Planning and Assessment Act 1979 No. 203 and section 102 of the Heritage Act 1977 No. 136 which are solely administered by the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration))

Environmental Planning and Assessment Act 1979 No. 203  
Heritage Act 1977 No. 136  
Sydney Harbour Foreshore Authority Act 1998 No. 170



**MINISTER FOR FAIR TRADING**

The Minister for Fair Trading has joint administration of the following Acts with the Minister for Commerce

Associations Incorporation Act 1984 No. 143  
Business Names Act 1962 No. 11  
Business Names Act 2002 No. 97  
Community Land Management Act 1989 No. 202  
Consumer Claims Act 1998 No. 162  
Consumer Credit Administration Act 1995 No. 69  
Consumer Credit (New South Wales) Act 1995 No. 7  
Consumer, Trader and Tenancy Tribunal Act 2001 No. 82  
Contracts Review Act 1980 No. 16  
Conveyancers Licensing Act 1995 No. 57  
Conveyancers Licensing Act 2003 No. 3  
Co-operative Housing and Starr-Bowkett Societies Act 1998 No. 11  
Co-operatives Act 1992 No. 18  
Credit Act 1984 No. 94  
Credit (Finance Brokers) Act 1984 No. 96  
Credit (Home Finance Contracts) Act 1984 No. 97  
Door-to-Door Sales Act 1967 No. 36  
Electricity (Consumer Safety) Act 2004 No. 4  
Electricity Safety Act 1945 (1946 No. 13) so far as it relates to electrical articles and electrical installations (jointly with Minister for Energy and Utilities)  
Fair Trading Act 1987 No. 68  
Fitness Services (Pre-paid Fees) Act 2000 No. 95  
Funeral Funds Act 1979 No. 106  
Gas Supply Act 1996 No. 38, section 83A (remainder, Minister for Energy and Utilities)  
Holiday Parks (Long-term Casual Occupation) Act 2002 No. 88  
Home Building Act 1989 No. 147  
HomeFund Commissioner Act 1993 No. 9  
HomeFund Restructuring Act 1993 No. 112, sections 14, 15, 16 and Schedule 2 (remainder, Minister for Housing)  
Landlord and Tenant Act 1899 No. 18  
Landlord and Tenant (Amendment) Act 1948 No. 25  
Landlord and Tenant (Rental Bonds) Act 1977 No. 44  
Motor Dealers Act 1974 No. 52  
Motor Vehicle Repairs Act 1980 No. 71  
Pawnbrokers and Second-hand Dealers Act 1996 No. 13  
Price Exploitation Code (New South Wales) Act 1999 No. 55  
Prices Regulation Act 1948 No. 26  
Property, Stock and Business Agents Act 2002 No. 66  
Registration of Interests in Goods Act 1986 No. 37  
Residential Parks Act 1998 No. 142  
Residential Tenancies Act 1987 No. 26  
Retirement Villages Act 1999 No. 81  
Strata Schemes Management Act 1996 No. 138  
Trade Measurement Act 1989 No. 233  
Trade Measurement Administration Act 1989 No. 234  
Travel Agents Act 1986 No. 5  
Valuers Act 2003 No. 4  
Valuers Registration Act 1975 No. 92  
Warehousemen's Liens Act 1935 No. 19

**MINISTER ASSISTING THE MINISTER FOR COMMERCE**

The Minister Assisting the Minister for Commerce has joint administration of the following Acts with the Minister for Industrial Relations

Industrial Relations (Ethical Clothing Trades) Act 2001 No. 128

**MINISTER FOR JUSTICE**

Crimes (Administration of Sentences) Act 1999 No. 93  
International Transfer of Prisoners (New South Wales) Act 1997 No. 144  
Parole Orders (Transfer) Act 1983 No. 190  
Prisoners (Interstate Transfer) Act 1982 No. 104

**MINISTER ASSISTING THE PREMIER ON CITIZENSHIP**

Nil

**MINISTER FOR GAMING AND RACING**

Australian Jockey Club Act 1873  
Casino Control Act 1992 No. 15  
Charitable Fundraising Act 1991 No. 69  
Gambling (Two-up) Act 1998 No. 115  
Gaming Machine Tax Act 2001 No. 72  
Gaming Machines Act 2001 No. 127  
Greyhound and Harness Racing Administration Act 2004 No. 36  
Greyhound Racing Act 2002 No. 38  
Harness Racing Act 2002 No. 39  
Hawkesbury Racecourse Act 1996 No. 74  
Innkeepers Act 1968 No. 24  
Liquor Act 1982 No. 147 (except part, Attorney General)  
Liquor (Repeals and Savings) Act 1982 No. 148  
Lotteries and Art Unions Act 1901 No. 34  
New South Wales Lotteries Corporatisation Act 1996 No. 85  
Public Lotteries Act 1996 No. 86  
Racing Administration Act 1998 No. 114  
Racing Appeals Tribunal Act 1983 No. 199  
Registered Clubs Act 1976 No. 31  
Sydney Turf Club Act 1943 No. 22  
Thoroughbred Racing Act 1996 No. 37  
Totalizator Act 1997 No. 45 (except sections, Treasurer)  
Unlawful Gambling Act 1998 No. 113  
Wagga Wagga Racecourse Act 1993 No. 109 (except sections, Minister for Natural Resources)

**MINISTER FOR MINERAL RESOURCES**

The Minister for Mineral Resources has joint administration of the following Acts with the Minister for Primary Industries

Coal Acquisition Act 1981 No. 109  
Coal Mine Health and Safety Act 2002 No. 129  
Coal Mines Regulation Act 1982 No. 67  
Coal Ownership (Restitution) Act 1990 No. 19  
Mine Subsidence Compensation Act 1961 No. 22  
Mines Inspection Act 1901 No. 75  
Mining Act 1992 No. 29 (except part, Attorney General)  
Occupational Health and Safety Act 2000 No. 40, so far as it relates to mines within the meaning of the Mines Inspection Act 1901 and the Coal Mines Regulation Act 1982 (remainder, Minister for Commerce)  
Offshore Minerals Act 1999 No. 42  
Petroleum (Onshore) Act 1991 No. 84  
Petroleum (Submerged Lands) Act 1982 No. 23  
Uranium Mining and Nuclear Facilities (Prohibitions) Act 1986 No. 194

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# Regulations

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## Environmental Planning and Assessment Amendment (ARTC Rail Infrastructure) Regulation 2004

under the

Environmental Planning and Assessment Act 1979

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Environmental Planning and Assessment Act 1979*.

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

### Explanatory note

The object of this Regulation is to amend the *Environmental Planning and Assessment Regulation 2000* for the following purposes:

- (a) to make the Australian Rail Track Corporation Ltd (*ARTC*) a public authority under the *Environmental Planning and Assessment Act 1979* for the purposes of being able to deal under Part 5 of the Act with activities for the purposes of rail infrastructure facilities permitted without consent by *State Environmental Planning Policy (ARTC Rail Infrastructure) 2004* or any other environmental planning instrument,
- (b) to require ARTC to prepare, and comply with, a Code approved by the Minister containing certain requirements for dealing with rail infrastructure activities for which an environmental impact statement is not required to be furnished or obtained,
- (c) to set out requirements for the Code,
- (d) to provide for transitional arrangements pending approval of the Code.

This Regulation is made under the *Environmental Planning and Assessment Act 1979*, including sections 4 (1), 112 and 157 (the general regulation-making power). This Regulation is also made under section 88R of the *Transport Administration Act 1988*.

Clause 1 Environmental Planning and Assessment Amendment (ARTC Rail Infrastructure) Regulation 2004

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## **Environmental Planning and Assessment Amendment (ARTC Rail Infrastructure) Regulation 2004**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of Regulation**

This Regulation is the *Environmental Planning and Assessment Amendment (ARTC Rail Infrastructure) Regulation 2004*.

### **2 Amendment of Environmental Planning and Assessment Regulation 2000**

The *Environmental Planning and Assessment Regulation 2000* is amended as set out in Schedule 1.

Environmental Planning and Assessment Amendment (ARTC Rail Infrastructure) Regulation 2004

Amendments

Schedule 1

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## Schedule 1 Amendments

(Clause 2)

### [1] Clause 3 Definitions

Insert in alphabetical order:

*Australian Rail Track Corporation Ltd* means the Australian Rail Track Corporation Ltd (ACN 081 455 754).

### [2] Part 14, Division 8

Insert after Division 7 of Part 14:

#### Division 8 Special provisions relating to Australian Rail Track Corporation Ltd

##### 244D Definitions

In this Division:

*activities for the purposes of ARTC rail infrastructure facilities* includes activities (within the meaning of Part 5 of the Act) for any one or more of the following purposes:

- (a) development for the purposes of the construction, maintenance or operation of ARTC rail infrastructure facilities,
- (b) geotechnical investigations relating to ARTC rail infrastructure facilities,
- (c) environmental management and pollution control relating to ARTC rail infrastructure facilities,
- (d) access for the purpose of the construction, maintenance or operation of ARTC rail infrastructure facilities,
- (e) temporary construction sites and storage areas, including temporary batching plants, the storage of plant and equipment and the stockpiling of excavated material.

*approved Code* means a Code prepared by ARTC and approved by the Minister under this Division.

*ARTC* means the Australian Rail Track Corporation Ltd.

*ARTC arrangement* means a lease, licence or other arrangement under Part 8A of the *Transport Administration Act 1988*.

*ARTC lease or licence* means a lease or licence under Part 8A of the *Transport Administration Act 1988*.

Environmental Planning and Assessment Amendment (ARTC Rail Infrastructure) Regulation 2004

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*ARTC rail infrastructure facilities* means rail infrastructure facilities owned by ARTC or a rail authority that are:

- (a) situated on land subject to an ARTC arrangement, or
- (b) subject to an ARTC arrangement.

*rail infrastructure facilities* has the same meaning as it has in Part 8A of the *Transport Administration Act 1988*.

**244E Code required for rail infrastructure facilities except where environmental impact statement required**

- (1) ARTC must comply with the requirements of an approved Code in respect of an activity for the purposes of ARTC rail infrastructure facilities for which it is not required to furnish or obtain an environmental impact statement.
- (2) However, ARTC is not required to comply with subclause (1) if the Minister gives written notice to ARTC that the activity is not required to be covered by, or dealt with in accordance with, an approved Code.
- (3) An exemption under subclause (2) may be made subject to conditions and may be revoked or varied at any time.
- (4) Nothing in this Division affects any obligation of ARTC, or a determining authority other than ARTC, to obtain or be furnished with an environmental impact statement in respect of an activity or a proposed activity under Part 5 of the Act.

**244F Approved Code**

- (1) ARTC must prepare a Code and make an application to the Director-General for approval of the Code.
- (2) The Director-General is to assess an application for approval of a Code and to provide a report to the Minister on any such application as soon as practicable after receiving an application.
- (3) The Minister may approve a Code prepared by ARTC for the purposes of this Part and may specify the period for which the approval is in force.
- (4) The Minister must give ARTC written notice of any approval or refusal to approve a Code. In the case of a refusal, the notice is to set out reasons for the refusal.
- (5) An approval may be made subject to conditions and may be revoked or varied at any time.

Environmental Planning and Assessment Amendment (ARTC Rail  
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Schedule 1

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- (6) A Code approved for the purposes of this clause must contain the following matters:
- (a) classes of activities for the purposes of the application of the Code,
  - (b) assessment requirements for specified activities or classes of activities,
  - (c) procedures for carrying out assessments,
  - (d) protocols for consultation,
  - (e) requirements for consideration of any advice by the Director-General,
  - (f) requirements for consideration of environmental management procedures in relation to effects on the environment of activities,
  - (g) requirements for documentation,
  - (h) protocols for the availability of documentation to the Minister, the Director-General and the public,
  - (i) protocols for auditing the performance of and compliance with the Code,
  - (j) any other matters required by the Minister.

**244G Transitional arrangements**

- (1) This clause applies until a Code is approved under this Division or until the end of 6 months (or such further period as the Minister may approve) after the commencement of this Part, whichever occurs first.
- (2) For the purposes of section 112 (1) of the Act, an activity for the purposes of ARTC rail infrastructure facilities is a prescribed activity for which an environmental impact statement must be furnished or obtained.
- (3) However, an activity for those purposes is not a prescribed activity for the purposes of section 112 (1) of the Act, if the Minister gives written notice to ARTC that the activity is not an activity covered by subclause (2).
- (4) An exemption under subclause (3) may be made subject to conditions and may be revoked or varied at any time.

Environmental Planning and Assessment Amendment (ARTC Rail  
Infrastructure) Regulation 2004

Schedule 1 Amendments

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**[3] Clause 277 Public authorities**

Insert at the end of the clause:

- (2) For the purposes of the definition of *public authority* in section 4 (1) of the Act, the Australian Rail Track Corporation Ltd is prescribed, but only so as to allow the corporation to be a determining authority within the meaning of Part 5 of the Act in relation to:
  - (a) development permitted without consent under *State Environmental Planning Policy (ARTC Rail Infrastructure) 2004*, and
  - (b) any other development for the purposes of rail infrastructure facilities within the meaning of that Policy that is permitted without consent under any other environmental planning instrument.





New South Wales

# Protection of the Environment Operations (Waste) Amendment (Controlled Waste) Regulation 2004

under the

Protection of the Environment Operations Act 1997

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Protection of the Environment Operations Act 1997*.

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

## Explanatory note

The *National Environment Protection (Movement of Controlled Waste between States and Territories) Measure* makes provision for controlled waste being moved between participating States and Territories to be properly identified, transported and otherwise handled. New South Wales is a participating State.

Part 6A of the *Protection of the Environment Operations (Waste) Regulation 1996* makes it an offence for certain persons to consign controlled waste from New South Wales to another participating jurisdiction without consignment authorisations and waste transport certificates in respect of the waste.

The object of this Regulation is to amend the *Protection of the Environment Operations (Waste) Regulation 1996*:

- (a) to make it an offence for a person to transport, for commercial purposes, controlled waste into New South Wales from another participating jurisdiction or out of New South Wales to another participating jurisdiction without a consignment authorisation and a waste transport certificate in respect of the waste, and
- (b) to make it an offence for a person to receive, for commercial purposes, controlled waste transported from another participating jurisdiction at premises in New South Wales without obtaining the consignment authorisation and the waste transport certificate in respect of the waste, and

Protection of the Environment Operations (Waste) Amendment (Controlled Waste) Regulation 2004

Explanatory note

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- (c) to enable the EPA to exempt persons from specified provisions of the *Protection of the Environment Operations Act 1997* or the regulations under that Act to the extent that the provisions apply to the interstate transport of controlled waste being transported between two specified geographical areas or being destined for direct reuse, and
- (d) to make amendments in the nature of law revision.

This Regulation is made under the *Protection of the Environment Operations Act 1997*, including sections 286 and 323 (the general regulation-making power) and Schedule 2.

Protection of the Environment Operations (Waste) Amendment (Controlled Waste) Regulation 2004

Clause 1

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## **Protection of the Environment Operations (Waste) Amendment (Controlled Waste) Regulation 2004**

under the

Protection of the Environment Operations Act 1997

### **1 Name of Regulation**

This Regulation is the *Protection of the Environment Operations (Waste) Amendment (Controlled Waste) Regulation 2004*.

### **2 Amendment of Protection of the Environment Operations (Waste) Regulation 1996**

The *Protection of the Environment Operations (Waste) Regulation 1996* is amended as set out in Schedule 1.

Protection of the Environment Operations (Waste) Amendment (Controlled Waste) Regulation 2004

Schedule 1 Amendments

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## Schedule 1 Amendments

(Clause 2)

[1] **Part 6A, heading**

Insert “**interstate**” after “**to**” in the heading to Part 6A.

[2] **Clause 26A Definitions**

Omit the definition of *controlled waste activity*.

[3] **Clause 26A**

Insert in alphabetical order:

*direct reuse controlled waste* means controlled waste referred to in clause 9 (b) of the Controlled Waste Transport Measure.

*jurisdiction of destination* means, in respect of the transport of controlled waste to a participating State, the participating State that is the ultimate destination of the transport.

[4] **Clause 26A**

Omit “Between” from the definition of *Controlled Waste Transport Measure*.

Insert instead “between”.

[5] **Clauses 26B–26BD**

Omit clause 26B. Insert instead:

**26B Requirements relating to transportation of controlled waste to interstate destination**

- (1) This clause applies to the transport of controlled waste, in the course of any activity carried on for business or other commercial purposes, from premises in New South Wales on which the waste is generated, used, stored or in any other way dealt with, in the course of any activity carried on for business or other commercial purposes, to a destination in a participating State other than New South Wales.
- (2) The occupier of the premises must:
  - (a) obtain a consignment authorisation in respect of the waste from the relevant agency in the jurisdiction of destination, and

## Protection of the Environment Operations (Waste) Amendment (Controlled Waste) Regulation 2004

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- 
- (b) complete a waste transport certificate (in the form approved by the relevant authority in the jurisdiction of destination) in respect of the waste, and
  - (c) before the controlled waste is transported from the premises, ensure that the consignment authorisation and the waste transport certificate have been given to the person transporting the waste, and
  - (d) retain a copy of the consignment authorisation, and a copy of the waste transport certificate, for a period of not less than 3 years after the day on which the consignment authorisation is obtained, and
  - (e) must make each such document retained under paragraph (d) available for inspection by an authorised officer on request.

Maximum penalty: 200 penalty units in the case of a corporation, 100 penalty units in the case of an individual.

**26BA Requirements relating to interstate transportation of controlled waste**

- (1) This clause applies to a person (the *transporter*) who, in the course of any activity carried on for business or other commercial purposes, transports controlled waste:
  - (a) from New South Wales and through New South Wales in the course of transporting the waste to a destination in another participating State, or
  - (b) from another participating State into New South Wales and through New South Wales in the course of transporting the waste to a destination in New South Wales, or
  - (c) from another participating State into New South Wales and through New South Wales in the course of transporting the waste to a destination in another participating State.
- (2) The transporter:
  - (a) must carry, in the vehicle transporting the waste, the consignment authorisation and the waste transport certificate in respect of the waste, and
  - (b) must, at any time the transporter is in or in the vicinity of the vehicle transporting the waste, make the

Protection of the Environment Operations (Waste) Amendment (Controlled Waste) Regulation 2004

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consignment authorisation and the waste transport certificate available for inspection by an authorised officer on request, and

- (c) must not remove the waste, or cause the waste to be removed, from the vehicle transporting the waste unless:
- (i) the occupier of the premises to which the waste is to be removed has obtained, in accordance with clause 26BB (a), the consignment authorisation and the waste transport certificate in respect of the waste, or
  - (ii) an authorised officer has requested the transporter to do so.

Maximum penalty: 200 penalty units in the case of a corporation, 100 penalty units in the case of an individual.

**26BB Requirements relating to receiving controlled waste transported into New South Wales**

The occupier of premises in New South Wales at which controlled waste is received, in the course of any activity carried on for business or other commercial purposes, after being transported, in the course of any activity carried on for business or other commercial purposes, from a participating State other than New South Wales:

- (a) must not remove the waste, or cause the waste to be removed, from the vehicle that transported the waste unless he or she has obtained the consignment authorisation and the waste transport certificate in respect of the waste, and
- (b) must forward the waste transport certificate to the EPA within 14 days after receiving the waste, and
- (c) must retain the consignment authorisation, and a copy of the waste transport certificate, for a period of not less than 3 years after the day on which the consignment authorisation is obtained, and
- (d) must make each such document retained under paragraph (c) available for inspection by an authorised officer on request.

Maximum penalty: 200 penalty units in the case of a corporation, 100 penalty units in the case of an individual.

## Protection of the Environment Operations (Waste) Amendment (Controlled Waste) Regulation 2004

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**26BC Controlled waste exemptions**

The EPA may, by order in writing served on the person specified in the order as the consignor of the waste, exempt a person from any provision or provisions of the Act or the regulations specified in the order to the extent that the provision or provisions apply to the person in respect of:

- (a) the transport of a consignment, or a class of consignments, specified in the order of controlled waste between a specified geographical area in New South Wales and a specified geographical area in another participating State and the carrying out of any activity incidental to such transport, or
- (b) the transport of a consignment, or a class of consignments, specified in the order of direct reuse controlled waste in the circumstances referred to in clause 26BA (1) (a)–(c) and the carrying out of any activity incidental to such transport.

**26BD Administration of controlled waste exemptions**

- (1) An exemption of a person by an order under clause 26BC (a) or (b):
  - (a) has effect in such circumstances (if any), and subject to such conditions (if any), as are specified in the order, and
  - (b) has effect on and from service of the order, and
  - (c) has effect only if a copy of the order is carried by the person transporting the consignment, or a consignment of the class of consignments, specified in the order, and
  - (d) has effect in respect of an exempted person so long as the exempted person complies with the other provisions of the Act or the regulations that apply to the person, and
  - (e) may be revoked by the EPA at any time by order in writing served on the person who was served with the exemption order.
- (2) A person who contravenes a condition of an exemption under clause 26BC is guilty of an offence.

Maximum penalty: 200 penalty units in the case of a corporation, 100 penalty units in the case of an individual.

Protection of the Environment Operations (Waste) Amendment (Controlled Waste) Regulation 2004

Schedule 1      Amendments

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**[6] Clause 26C Exemption relating to authorised interstate transporters of controlled waste**

Omit “a copy of” from clause 26C (3) (a).





New South Wales

# Transport Administration (General) Amendment (ARTC Provisions) Regulation 2004

under the

Transport Administration Act 1988

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

MICHAEL COSTA, M.L.C.,  
Minister for Transport Services

## Explanatory note

The object of this Regulation is to amend the *Transport Administration (General) Regulation 2000* for the following purposes:

- (a) to exempt certain applications for registration of motor vehicles in connection with arrangements between the Australian Rail Track Corporation Ltd (*ARTC*) and State rail authorities from duty under the *Duties Act 1997*,
- (b) to exempt land subject to an ARTC lease or licence from land tax and council rates, if rail infrastructure facilities are installed in, on or over the land, the land is vacant land or the land is used for railway purposes,
- (c) to apply the cap that currently applies to rail authority employees in respect of common law damages (contained in the *Workers Compensation Act 1987*) that may be obtained against an employer in respect of the death or injury of a worker to claims against ARTC in respect of the death or injury of a temporary member of staff of ARTC and to make consequential adjustments to the application of that Act to ARTC and rail authorities,
- (d) to treat ARTC as an employer, in addition to a rail authority, for the purposes of provisions that prevent a worker who recovers common law damages from an employer from recovering workers compensation under the *Workers Compensation Act 1987*,
- (e) to enable ARTC to be treated in the same way as a wholly owned subsidiary of a State rail authority for the purposes of endorsing ARTC on the self-insurer licence of an authority, if temporary members of staff of ARTC are employed by that authority,

Transport Administration (General) Amendment (ARTC Provisions) Regulation 2004

Explanatory note

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- (f) to enable former members of staff of State rail authorities who become employed by ARTC, after being declared surplus to the authorities' requirements, to elect to cash out leave entitlements (other than sick leave) on ceasing to be employed by the authorities or to have their previous service treated as service with ARTC for leave purposes,
- (g) to confer on any such persons a right to apply for vacant positions in State rail authorities that would otherwise be limited to internal applicants, but only for a period of 3 years,
- (h) to confer on any such persons who change employment from ARTC to a State rail authority within 3 years the right to have service with ARTC treated as service with the authority,
- (i) to make other consequential amendments.

This Regulation is made under the *Transport Administration Act 1988*, including sections 88ZA and 88ZC, clause 147 of Schedule 7 and section 119 (the general regulation-making power).

Transport Administration (General) Amendment (ARTC Provisions)  
Regulation 2004

Clause 1

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## **Transport Administration (General) Amendment (ARTC Provisions) Regulation 2004**

under the

Transport Administration Act 1988

### **1 Name of Regulation**

This Regulation is the *Transport Administration (General) Amendment (ARTC Provisions) Regulation 2004*.

### **2 Amendment of Transport Administration (General) Regulation 2000**

The *Transport Administration (General) Regulation 2000* is amended as set out in Schedule 1.

Transport Administration (General) Amendment (ARTC Provisions)  
Regulation 2004

Schedule 1 Amendments

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## Schedule 1 Amendments

(Clause 2)

### [1] Clause 10A Interpretation

Omit the definition of *State tax* from clause 10A (1). Insert instead:

*local government rate* means a rate levied by a council under the *Local Government Act 1993*, but does not include a charge levied by a council on land.

*temporary member of staff of ARTC* has the same meaning as it has in Division 5 of Part 8A of the Act.

*transferring rail authority* has the same meaning as it has in Division 5 of Part 8A of the Act.

*work injury damages* has the same meaning as it has in section 88ZA of the Act.

### [2] Clause 10B Exemptions from duty

Omit "State tax". Insert instead "Duty under the *Duties Act 1997*".

### [3] Clause 10B (2)

Insert at the end of clause 10B:

- (2) Duty under the *Duties Act 1997* is not chargeable in respect of an application for registration of a motor vehicle by ARTC if the application results from a transfer of ownership of the vehicle to ARTC in connection with an ARTC arrangement and the transfer occurs not later than 12 months after the commencement of this subclause.

### [4] Clauses 10C–10H

Insert after clause 10B:

#### 10C Exemptions from land tax and rates

- (1) This clause applies to land subject to an ARTC lease or licence (being land that is not otherwise exempt from land tax or local government rates) if:
  - (a) rail infrastructure facilities are installed in, on or over the land or it is vacant land, or
  - (b) the land is used primarily for railway purposes.
- (2) To avoid doubt, this clause applies to land referred to in subclause (1) that is leased by ARTC to another person.

Transport Administration (General) Amendment (ARTC Provisions)  
Regulation 2004

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Schedule 1

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- (3) In this clause, *railway purposes* include:
    - (a) the operation and maintenance of the NSW rail network, and
    - (b) stations and platforms, and
    - (c) office buildings used in association with railway purposes, and
    - (d) purposes ancillary to any railway purposes, but do not include rolling stock maintenance facilities, freight centres or depots or related facilities.
  - (4) Land tax is not payable by ARTC in relation to land to which this clause applies.
  - (5) Local government rates are not payable in relation to land to which this clause applies.

**10D Limitation on liability of ARTC for common law damages**

- (1) For the purposes of section 88ZA (2) of the Act, the provisions of the *Workers Compensation Act 1987* set out in subclause (3) (the *applied common law provisions*) apply both to work injury damages recoverable from ARTC, and to work injury damages recoverable from the transferring rail authority, by or in respect of a temporary member of staff of ARTC.
- (2) The provisions so apply as if ARTC were an employer of the member of staff in addition to the transferring rail authority.
- (3) The applied common law provisions are as follows:
  - (a) Divisions 1, 2 and 3 of Part 5,
  - (b) section 151Z.
- (4) Sections 151A, 151C, 151D and 151Z of the *Workers Compensation Act 1987* apply to or in respect of ARTC as if it were an employer liable to pay compensation under that Act.
- (5) Section 151I of the *Workers Compensation Act 1987* applies to work injury damages recoverable from ARTC as if the following subsection were inserted after section 151I (3):
  - (4) In awarding damages in respect of an injured or deceased worker, the court is to reduce the amount otherwise payable under this section by ARTC by the amount of any damages recovered or recoverable from the transferring rail authority.

Transport Administration (General) Amendment (ARTC Provisions)  
Regulation 2004

Schedule 1 Amendments

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**10E ARTC to be endorsed on self-insurer licences**

- (1) For the purposes of section 88ZA (1) (d) and (e), (3) and (4) of the Act, section 211A of the *Workers Compensation Act 1987* applies to ARTC as if it were a wholly owned subsidiary of any rail authority that has employees who are temporary members of staff of ARTC.
- (2) For that purpose, section 211A (1) of that Act is modified to require the WorkCover Authority to endorse the name of ARTC on a self-insurer licence granted to any such rail authority, if requested to do so by the rail authority and ARTC.
- (3) On endorsement on the self-insurer licence, ARTC has all the functions under that Act of a wholly owned subsidiary that is endorsed on the self-insurer licence of a rail authority, but only to the extent that they relate to temporary members of staff of ARTC.
- (4) Any such endorsement is taken to have effect on and from the first date on which employees of the rail authority became temporary members of staff of ARTC.
- (5) In this clause:  
*rail authority* means Rail Infrastructure Corporation, the State Rail Authority or RailCorp.  
*self-insurer licence* means a licence in force under Division 5 of Part 7 of the *Workers Compensation Act 1987*.

**10F Entitlements of former rail authority employees to recognition of past service**

- (1) This clause applies to members of staff of ARTC who:
  - (a) became employees of ARTC on or after 1 June 2004 and not later than 30 days after the commencement of the operation of the first lease between ARTC and a rail authority under Part 8A of the Act, and
  - (b) were employed by a rail authority not more than 30 days before being so employed by ARTC, and
  - (c) have been declared by the rail authority or the chief executive of the rail authority to be surplus to the rail authority's requirements and to be eligible for the benefit of this clause.

Transport Administration (General) Amendment (ARTC Provisions)  
Regulation 2004

Amendments

Schedule 1

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- (2) A member of staff may elect to cash out leave entitlements (other than sick leave) as at the date of termination of employment with the rail authority. An election must be made not later than 30 days after commencement of employment with ARTC, or the commencement of this clause, whichever occurs later.
  - (3) Despite subclauses (4)–(6), a member of staff who elects to cash out his or her leave entitlements does not retain any rights to any such leave entitlements. However, previous service is to be taken into account for the purposes of an entitlement to long service leave in respect of future service.
  - (4) Continuous service of a member of staff with one or more rail authorities is taken, for all purposes, as service with ARTC.
  - (5) In particular, without limiting the operation of subclause (4), a member of staff retains any leave entitlements accrued in previous employment with one or more rail authorities.
  - (6) A person's entitlement to any such leave is to be calculated:
    - (a) for the part of any period during which that leave accrued or was accruing before employment with ARTC commenced—at the rate of accrual for the time being applicable to the person before that day, and
    - (b) for the part of the period that occurred after that commencement—at the rate of accrual for the time being applicable to the person after that day.
  - (7) In this clause:  
*leave entitlements* means entitlements to annual leave, extended leave, long service leave, sick leave and public holidays.

**10G Applications for positions with rail authorities by former rail authority staff**

- (1) This clause applies to the filling of any vacant position in a rail authority if the applicants eligible to apply for the vacancy are limited to the staff of the rail authority or rail authorities.
- (2) Any former member of staff of a rail authority to whom clause 10F applies is eligible to apply for a vacancy to which this clause applies as if the person were a member of staff of the rail authority that has the vacancy.
- (3) Any former member of staff who applies for a vacant position to which this clause applies has the same rights of appeal against the filling of the position as the person would have if the person were a member of the rail authority that has the vacancy.

Transport Administration (General) Amendment (ARTC Provisions)  
Regulation 2004

Schedule 1 Amendments

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- (4) This clause does not apply to a person who is no longer employed by ARTC or if, at the time the vacancy is first advertised, a period of 3 years or more has elapsed since the person was first employed by ARTC.

**10H ARTC staff who become employees of rail authorities**

- (1) This clause applies to a member of staff of ARTC to whom clause 10F applies who:
- (a) resigns as a member of staff of ARTC, and
  - (b) becomes a member of staff of a rail authority (the *new employer*) not more than 30 days after ceasing to be a member of staff of ARTC.
- (2) Continuous service of a member of staff with one or more rail authorities or ARTC is taken, for all purposes, as service with the new employer.
- (3) In particular, without limiting the operation of subclause (2), a member of staff retains any rights to annual leave, extended leave or long service leave and sick leave accrued in previous employment with one or more rail authorities and ARTC.
- (4) A person's entitlement to any such leave is to be calculated:
- (a) for the part of any period during which that leave accrued or was accruing before employment with the new employer commenced—at the rate of accrual for the time being applicable to the person before that day, and
  - (b) for the part of the period that occurred after that commencement—at the rate of accrual for the time being applicable to the person after that day.
- (5) This clause does not apply to a person if, at the time the relevant vacancy is first advertised or the person commences employment with the new employer (whichever occurs first), a period of 3 years or more has elapsed since the person was first employed by ARTC.





New South Wales

## Workers Compensation Amendment (Medical Reports) Regulation 2004

under the

Workplace Injury Management and Workers Compensation Act  
1998

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Workplace Injury Management and Workers Compensation Act 1998*.

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

### Explanatory note

The object of this Regulation is to amend the *Workers Compensation Regulation 2003* to limit the number of medical reports that may be disclosed to approved medical specialists in connection with a claim.

This Regulation is made under the *Workplace Injury Management and Workers Compensation Act 1998*, including sections 294A (Rules and regulations concerning medical evidence) and 248 (the general regulation-making power).

Clause 1            Workers Compensation Amendment (Medical Reports) Regulation 2004

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## **Workers Compensation Amendment (Medical Reports) Regulation 2004**

under the

Workplace Injury Management and Workers Compensation Act 1998

### **1 Name of Regulation**

This Regulation is the *Workers Compensation Amendment (Medical Reports) Regulation 2004*.

### **2 Amendment of Workers Compensation Regulation 2003**

The *Workers Compensation Regulation 2003* is amended as set out in Schedule 1.

Workers Compensation Amendment (Medical Reports) Regulation 2004

Amendment

Schedule 1

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## Schedule 1 Amendment

(Clause 2)

### Clause 43A

Insert after clause 43:

#### **43A Restriction on disclosure of medical reports to approved medical specialists**

A medical report is not to be disclosed to an approved medical specialist in connection with a claim unless:

- (a) the report was admitted in proceedings on the claim, or
- (b) the report was nominated by the claimant or respondent as the report that the claimant or respondent concerned would introduce in evidence in proceedings on the claim, or
- (c) the report was the sole report in the particular specialty concerned that was lodged in relation to the claim by the claimant or respondent (as the case may be), or
- (d) the approved medical specialist calls under section 324 (1) (b) of the 1998 Act for the production of the report.

# OFFICIAL NOTICES

## Appointments

### ABORIGINAL LAND RIGHTS ACT 1983

#### ERRATUM

THE notice published in *Government Gazette* No. 138 of 27 August 2004, Folio 7238, under the heading of "ABORIGINAL LAND RIGHTS ACT 1983, Notice", contained an incorrect signed and sealed date. The correct date is "26th day of August 2004." The date of gazettal remains the same.

Board of Studies, being nominees provided by that section of the said Act and for a term as indicated in brackets after their names:

Ms Suzette YOUNG [100(3)(g)] (term commencing on and from 5 July 2004 until 4 July 2007);

Ms Susan GAZIS [100(3)(k)] (term commencing on and from 15 August 2004 until 14 August 2007).

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

### EDUCATION ACT 1990

#### Notification of an Appointment to the Board of Studies

I, ANDREW JOHN REFSHAUGE, Deputy Premier, Minister for Education and Training and Minister for Aboriginal Affairs, in pursuance of Schedule 1, Clause 8 of the Education Act 1990, appoint Professor Anthony Thomas BAKER as a member of the Board of Studies, being a nominee provided under section 100(3)(a), for a term commencing on and from 1 August 2004 until 31 July 2007.

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

### EDUCATION ACT 1990

#### Notification of an Appointment to the Board of Studies

I, ANDREW JOHN REFSHAUGE, Deputy Premier, Minister for Education and Training and Minister for Aboriginal Affairs, in pursuance of Schedule 1, Clause 8 of the Education Act 1990, appoint Mr Phillip HEATH as a member of the Board of Studies, being a nominee provided under section 100(3)(d), for a term commencing on and from 5 July 2004 until 4 July 2007.

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

### EDUCATION ACT 1990

#### Notification of an Appointment to the Board of Studies

I, ANDREW JOHN REFSHAUGE, Deputy Premier, Minister for Education and Training and Minister for Aboriginal Affairs, in pursuance of Schedule 1, Clause 8 of the Education Act 1990, appoint Associate Professor Sue DOCKETT as a member of the Board of Studies, being a nominee provided under section 100(3)(i), for a term commencing on and from 5 July 2004 to 4 July 2007.

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

### EDUCATION ACT 1990

#### Notification of an Appointment to the Board of Studies

I, ANDREW JOHN REFSHAUGE, Deputy Premier, Minister for Education and Training and Minister for Aboriginal Affairs, in pursuance of Schedule 1, Clause 8 of the Education Act 1990, appoint Ms Jennifer Catherine NEARY as a member of the Board of Studies, being a nominee provided under section 100(3)(k), for a term commencing on and from 21 July 2004 until 20 July 2007.

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

### PARRAMATTA STADIUM TRUST ACT 1988

#### Appointment of Members of the Parramatta Stadium Trust

HER Excellency the Governor, on the advice of the Executive Council has approved:

1. Pursuant to section 4(3) of the Parramatta Stadium Trust Act 1988, that the persons named in the Schedule hereto be appointed to the Office of Trustee of the Parramatta Stadium Trust for a term commencing from the date of the Governor's approval and terminating on 30 June 2005, and

### EDUCATION ACT 1990

#### Notification of an Appointment to the Board of Studies

I, ANDREW JOHN REFSHAUGE, Deputy Premier, Minister for Education and Training and Minister for Aboriginal Affairs, in pursuance of Schedule 1, Clause 8 of the Education Act 1990, appoint the following persons as Members of the

- Pursuant to Clause 8(1) of Schedule 1 to the Parramatta Stadium Trust Act 1988, Mr Alan OVERTON, OAM, be appointed Chairperson of the Trust for the above term.

TONY KELLY, M.P.,  
Acting Minister for Tourism  
and Sport and Recreation

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SCHEDULE

Alan OVERTON, OAM; John LEE; Craig GALLAGHER;  
Denis FITZGERALD; Doris DREWERY; John ROBERTSON  
and Pam SMITH.

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**PARRAMATTA STADIUM TRUST ACT 1988**

Appointment of Members of the Parramatta  
Stadium Trust

HER Excellency the Governor, on the advice of the Executive Council has approved:

- Pursuant to section 4(3) of the Parramatta Stadium Trust Act 1988, that the persons named in the Schedule hereto be appointed to the Office of Trustee of the Parramatta Stadium Trust for a term commencing on 1 July 2004, to the date of the Governor's approval, and
- pursuant to Clause 8(1) of Schedule 1 to the Parramatta Stadium Trust Act 1988, Mr Alan OVERTON, OAM, be appointed Chairperson of the Trust for the above term.

TONY KELLY, M.P.,  
Acting Minister for Tourism  
and Sport and Recreation

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SCHEDULE

Alan OVERTON, OAM; John LEE; Craig GALLAGHER;  
Denis FITZGERALD; Doris DREWERY; John ROBERTSON  
and Pam SMITH.

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**TECHNICAL AND FURTHER EDUCATION  
COMMISSION ACT 1990**

Instrument of Appointment

IN pursuance of section 11(2)(f) of, and 4(1) of Schedule 1 to, the Technical and Further Education Commission Act 1990, I, ANDREW REFSHAUGE, Minister for Education and Training appoint Ms Sandra YATES as the Chair of the NSW TAFE Commission Board for a period of two years commencing on 21 May 2004 and concluding on 20 May 2006.

Signed at Sydney this 28th day of July 2004.

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

**TECHNICAL AND FURTHER EDUCATION  
COMMISSION ACT 1990**

Instrument of Appointment

IN pursuance of section 11(2)(f) of, and 4(1) of Schedule 1 to, the Technical and Further Education Commission Act 1990, I, ANDREW REFSHAUGE, Minister for Education and Training appoint Ms Anne DE SALIS as a member of the NSW TAFE Commission Board for a period of two years commencing on 27 June 2004 and concluding on 26 June 2006.

Signed at Sydney this 28th day of July 2004.

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

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**TECHNICAL AND FURTHER EDUCATION  
COMMISSION ACT 1990**

Instrument of Appointment

IN pursuance of section 11(2)(f) of, and 4(1) of Schedule 1 to, the Technical and Further Education Commission Act 1990, I, ANDREW REFSHAUGE, Minister for Education and Training appoint Mr Stephen HARRISON as a member of the NSW TAFE Commission Board for a period of two years commencing on 1 July 2004 and concluding on 30 June 2006.

Signed at Sydney this 28th day of July 2004.

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

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**TECHNICAL AND FURTHER EDUCATION  
COMMISSION ACT 1990**

Instrument of Appointment

IN pursuance of section 11(2)(f) of, and 4(1) of Schedule 1 to, the Technical and Further Education Commission Act 1990, I, ANDREW REFSHAUGE, Minister for Education and Training appoint Ms Melanie O'CONNOR as a member of the NSW TAFE Commission Board for a period of two years commencing on 1 June 2004 and concluding on 31 May 2006.

Signed at Sydney this 28th day of July 2004.

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

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**TECHNICAL AND FURTHER EDUCATION  
COMMISSION ACT 1990**

Instrument of Appointment

IN pursuance of section 11(2)(f) of, and 4(1) of Schedule 1 to, the Technical and Further Education Commission Act 1990, I, ANDREW REFSHAUGE, Minister for Education

and Training appoint Mr Douglas WRIGHT as a member of the NSW TAFE Commission Board for a period of two years commencing on 18 May 2004 and concluding on 17 May 2006.

Signed at Sydney this 28th day of July 2004.

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

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**TECHNICAL AND FURTHER EDUCATION  
COMMISSION ACT 1990**

Instrument of Appointment

IN pursuance of section 11(2)(f) of, and 4(1) of Schedule 1 to, the Technical and Further Education Commission Act 1990, I, ANDREW REFSHAUGE, Minister for Education and Training appoint Mr Andrew HEGEDUS as a member of the NSW TAFE Commission Board for a period of two years commencing on 4 August 2004 and concluding on 3 August 2006.

Signed at Sydney this 28th day of July 2004.

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

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# Department of Infrastructure, Planning and Natural Resources

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## Infrastructure and Planning



## **Blacktown Local Environmental Plan 1988 (Amendment No 189)**

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (P03/00479/S69)

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

Clause 1            Blacktown Local Environmental Plan 1988 (Amendment No 189)

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## **Blacktown Local Environmental Plan 1988 (Amendment No 189)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Blacktown Local Environmental Plan 1988 (Amendment No 189)*.

### **2 Aims of plan**

This plan aims to rezone the land to which this plan applies from Zone No 2 (a) (the Residential “A” Zone) to Zone No 6 (a) (the Public Recreation Zone) under *Blacktown Local Environmental Plan 1988* in order to allow the land to be used for a park.

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

This plan applies to Lot 1052, DP 805129, at Aurora Drive, Tregear, as shown edged heavy black on the map marked “Blacktown Local Environmental Plan 1988 (Amendment No 189)” 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 by inserting in appropriate order in the definition of *the map* in clause 6 (1) the following words:

Blacktown Local Environmental Plan 1988 (Amendment No 189)





## **Hornsby Shire Local Environmental Plan 1994 (Amendment No 81)**

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*. (S03/01290/S69)

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

Clause 1           Hornsby Shire Local Environmental Plan 1994 (Amendment No 81)

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## **Hornsby Shire Local Environmental Plan 1994 (Amendment No 81)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Hornsby Shire Local Environmental Plan 1994 (Amendment No 81)*.

### **2 Aims of plan**

This plan aims to update references in *Hornsby Shire Local Environmental Plan 1994* to the development control plan adopted by the Hornsby Shire Council that identifies exempt and complying development by including amendments relating to satellite dishes.

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

This plan applies to all land within the local government area of Hornsby under the provisions of *Hornsby Shire Local Environmental Plan 1994*.

### **4 Amendment of Hornsby Shire Local Environmental Plan 1994**

*Hornsby Shire Local Environmental Plan 1994* is amended by inserting in appropriate order in the definition of ***Exempt and Complying Development DCP*** in clause 23 (1) the following words:

17 March 2004 (satellite dishes)



New South Wales

## **State Environmental Planning Policy (ARTC Rail Infrastructure) 2004**

under the

**Environmental Planning and Assessment Act 1979**

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

**CRAIG JOHN KNOWLES, M.P.,**  
Minister for Infrastructure and Planning

State Environmental Planning Policy (ARTC Rail Infrastructure) 2004

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State Environmental Planning Policy (ARTC Rail Infrastructure) 2004

Clause 1

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## State Environmental Planning Policy (ARTC Rail Infrastructure) 2004

under the

Environmental Planning and Assessment Act 1979

### 1 Name of Policy

This Policy is *State Environmental Planning Policy (ARTC Rail Infrastructure) 2004*.

### 2 Aims of Policy

- (1) The aim of this Policy is to facilitate development for the purposes of rail infrastructure facilities that are subject to arrangements between the Australian Rail Track Corporation Ltd and State rail authorities.
- (2) This Policy provides that development for the purposes of certain rail infrastructure facilities may be carried out without development consent. Consequently, that development will be assessed under Part 5 of the Act.

### 3 Definitions

- (1) In this Policy:

*ARTC* means the Australian Rail Track Corporation Ltd (ACN 081 455 754).

*ARTC arrangement* means a lease, licence, agreement or other arrangement under Part 8A of the *Transport Administration Act 1988*.

*ARTC rail infrastructure facilities* means rail infrastructure facilities owned by ARTC or a rail authority that are:

- (a) situated on land subject to an ARTC arrangement, or
- (b) subject to an ARTC arrangement.

*development consent* includes any consent, licence or permission, or any form of authorisation, required by an environmental planning instrument (such as an approval to remove a tree that is subject to a tree preservation order).

*development for the purposes of ARTC rail infrastructure facilities* includes development for any one or more of the following purposes:

- (a) development for the purposes of the construction, maintenance or operation of ARTC rail infrastructure facilities,

Clause 4 State Environmental Planning Policy (ARTC Rail Infrastructure) 2004

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- (b) geotechnical investigations relating to ARTC rail infrastructure facilities,
- (c) environmental management and pollution control relating to ARTC rail infrastructure facilities,
- (d) access for the purpose of the construction, maintenance or operation of ARTC rail infrastructure facilities,
- (e) temporary construction sites and storage areas, including temporary batching plants, the storage of plant and equipment and the stockpiling of excavated material.

**extractive material** means sand, clay, gravel, turf, soil, rock, stone, sediments, mud, silt or similar substances, including substances obtained by dredging.

**rail authority** means the State Rail Authority, Rail Infrastructure Corporation or RailCorp.

**rail infrastructure facilities** means any of the following facilities:

- (a) railway track and associated track structures, cuttings, drainage works, track support earthworks and fences, tunnels, bridges, level crossings and service roads,
- (b) signalling systems, train control systems, communication systems, overhead power supply systems, power and communication cables,
- (c) rolling stock maintenance facilities, maintenance depots, storage yards,
- (d) platforms, stations (other than buildings used for residential, retail or commercial purposes unrelated to railway purposes), associated car parks, bus interchanges, public amenities, station access facilities (other than facilities in a building not part of a railway station),
- (e) freight centres or freight depots.

**the Act** means the *Environmental Planning and Assessment Act 1979*.

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

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

This Policy applies to the State.

#### **5 Relationship with other environmental planning instruments**

- (1) In the event of an inconsistency between this Policy and another environmental planning instrument, whether made before or after this Policy, this Policy prevails to the extent of the inconsistency, subject to section 36 (4) of the Act and subclause (2).

- 
- (2) Nothing in this Policy permits development to be carried out without consent on land to which *State Environmental Planning Policy No 14—Coastal Wetlands* or *State Environmental Planning Policy No 26—Littoral Rainforests* applies, other than development that:
- (a) is or is part of a project listed in Schedule 1, or
  - (b) is part of a project consisting substantially of activities to which Part 5 of the Act applies and for which an environmental impact statement is required under that Part.

**6 ARTC rail infrastructure facilities that are permitted without development consent**

Development may be carried out for the purposes of ARTC rail infrastructure facilities without development consent if:

- (a) the whole or any part of the development is permitted with or without development consent by any other environmental planning instrument and it is not development to which clause 7 applies, or
- (b) the whole or any part of the development would be permitted with or without development consent under any other environmental planning instrument if ARTC were a public authority for the purposes of that environmental planning instrument and it is not development to which clause 7 applies, or
- (c) the development is or is part of a project listed in Schedule 1, or
- (d) it is for the purposes of the maintenance or operation of ARTC rail infrastructure facilities permitted without consent under this Policy.

**Note.** The effect of this provision and clauses 7 (2) and (3) and 8 is that development for the purposes of any such rail infrastructure facilities or necessary or incidental purposes becomes an activity that is governed by Part 5 of the Act. ARTC is prescribed under the regulations as a public authority for the purposes of that Part. This Policy does not affect the operation of any other environmental planning instruments that provide that development for the purposes of rail infrastructure facilities is permissible without consent. That development also, by operation of those instruments, becomes an activity governed by Part 5 of the Act.

**7 Development for the purposes of railway sidings, freight centres or freight depots**

- (1) This clause applies to development:
  - (a) that is for the purposes of ARTC rail infrastructure facilities that consist of railway sidings (not being sidings on land subject to an ARTC arrangement), freight centres or freight depots and that is permitted with development consent or prohibited under another environmental planning instrument, and

Clause 8 State Environmental Planning Policy (ARTC Rail Infrastructure) 2004

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- (b) that is not development to which clause 6 (c) or (d) applies.
- (2) Development to which this clause applies is permissible without development consent if it is part of a project consisting substantially of activities to which Part 5 of the Act applies and for which an environmental impact statement is required under that Part.
- (3) Any other development to which this clause applies that would otherwise be prohibited and that is to be carried out on land zoned for industrial purposes under an environmental planning instrument may be carried out with development consent.
- (4) The consent authority for development permitted with consent under this clause is the council of the local government area in which the land on which the development is to be carried out is situated, except where otherwise provided by or under the Act.

#### **8 Incidental development permitted without development consent**

The following development may be carried out without development consent if the development is necessary for or incidental to the carrying out of development permitted without consent under this Policy or the carrying out of development for the purposes of rail infrastructure activities that is permitted without development consent under any other environmental planning instrument:

- (a) the clearing or removal of vegetation and any cutting, lopping, topping, ringbarking, pruning, removal or destruction of trees,
- (b) the winning or obtaining of extractive material if the extractive material is won or obtained on land subject to an ARTC arrangement as part of the construction work or maintenance activities for ARTC rail infrastructure facilities,
- (c) the modification, demolition, removal or alteration of any item listed or defined as an item of environmental heritage in an environmental planning instrument.



State Environmental Planning Policy (ARTC Rail Infrastructure) 2004

Development for rail infrastructure facilities permitted without consent

Schedule 1

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## **Schedule 1      Development for rail infrastructure                          facilities permitted without consent**

(Clause 6 (1) (c))

### **1      Southern Sydney Freight line**

Development for the purposes of the Southern Sydney Freight line, being a rail track adjacent to the Main South line between east of Sefton Park junction and south of Macarthur via Cabramatta, and all infrastructure and services that form part of the new line.



## **Willoughby Local Environmental Plan 1995 (Amendment No 53)**

under the

**Environmental Planning and Assessment Act 1979**

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (S02/02059/S69)

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

Clause 1 Willoughby Local Environmental Plan 1995 (Amendment No 53)

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## **Willoughby Local Environmental Plan 1995 (Amendment No 53)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Willoughby Local Environmental Plan 1995 (Amendment No 53)*.

### **2 Aims of plan**

This plan aims to allow, with the consent of Willoughby City Council, the carrying out of development for the purpose of a place of public worship on land to which this plan applies.

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

This plan applies to land situated in the City of Willoughby, being Lot 1, DP 1046059 and known as 260 Penshurst Street, Willoughby.

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

*Willoughby Local Environmental Plan 1995* is amended by inserting at the end of clause 26B (h) the following word and paragraph:

, and

- (i) a place of public worship on Lot 1, DP 1046059 and known as 260 Penshurst Street, Willoughby.

## Natural Resources

### WATER ACT 1912

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

NEWCASTLE CITY COUNCIL for a pump and dam on Viney Creek and a pump and dam on an unnamed watercourse on Lot PT14/32585 and Lot 1/112196 respectively, Parish of Alnwick, County of Northumberland, for conservation of water and irrigation of 10 hectares (new licence – fairways and greens of golf course – exempt as former Hunter Valley Flood Mitigation Area) (Reference: 20SL061308).

John DAGG and Tracey DAGG for a pump on the Hunter River on Lot 101/809436, Parish of Stanhope, County of Durham, for irrigation of 10 hectares (new licence – improved pasture – permanent water transfer) (Reference: 20SL061414).

Graeme O'BRIEN and Susanna O'BRIEN for a pump on Reedy Creek on Lot 8/253383, Parish of Sedgefield, County of Durham, for water supply for stock and domestic purposes (new licence – exempt from current embargo) (Reference: 20SL061366).

Ian McDOUGALL for a pump on the Williams River on Lot 14/707874, Parish of Norton, County of Gloucester, for irrigation of 2 hectares (new licence – improved pasture – permanent water transfer) (Reference: 20SL061391).

John BARTLETT for a pump on the Williams River on Lot 49/753176, Parish of Uffington, County of Gloucester, for irrigation of 12 hectares (new licence – improved pasture – permanent water transfer) (Reference: 20SL061390).

Errol DUGGAN for a pump on the Hunter River on Lot 1/27/758351, Parish of Denman, County of Brisbane, for irrigation of 48 hectares (replacement licence – improved pasture – transfer of water between properties) (Reference: 20SL061400).

Peter SEISENBACHER and Christine McJANNETT for a pump on the Pages River on Part Lot 1/829295, Parish of Gundy Gundy, County of Brisbane, for water supply for stock and domestic purposes (new licence – exempt from current embargo) (Reference: 20SL061381).

Douglas ALLEN and Suzanne Estelle BLACK for a pump on Wybong Creek on Lot 60/750969 and a dam and said pump on an unnamed watercourse on Lot 153/750969, both Parish of Yarraman, County of Brisbane, for conservation of water for domestic purposes, conservation and supply of water for farming (vineyard spraying) purposes and irrigation of 10 hectares (new licence – grape vines – permanent water transfer and amnesty determination) (Reference: 20SL061010).

Hugh TROUNSON for a pump on the Pages River on Part Lot 701, DP 1024807, Parish of Murulla, County of Brisbane, for water supply for domestic purposes (new licence – exempt from current embargo) (Reference: 20SL061357).

Gregory BOYD and Rachel STAUFFER for a pump on the Hunter River on Part Lot 11/825903, Parish of Whittingham, County of Northumberland, for irrigation of 2 hectares (new licence – improved pasture – permanent water transfer) (Reference: 20SL061425).

Derek MARLAND for a pump on the Hunter River on Part Lot 11/825903, Parish of Whittingham, County of Northumberland, for irrigation of 2 hectares (new licence – improved pasture – permanent water transfer) (Reference: 20SL061426).

Mark WHITEMAN for a pump on Glennies Creek on Part Lot 4/1021899, Parish of Gotha, County of Durham, for water supply for stock and domestic purposes (new licence – exempt from current embargo) (Reference: 20SL061388).

Ross SMITH for a pump on the Hunter River on Part Lot 221/1054996, Parish of Darlington, County of Durham, for water supply for stock and domestic purposes (new licence – exempt from current embargo) (Reference: 20SL061421).

David BARNES for a pump on Glendon Brook on Lot 140/1034426, Parish of Marwood, County of Durham, for irrigation of 6 hectares (replacement licence – improved pasture – transfer of water between properties) (Reference: 20SL061430).

William MURPHY for a pump on the Barrington River on Lot 120/1060829, Parish of Verulam, County of Gloucester, for irrigation of 14 hectares (new licence – improved pasture – splitting of existing licence) (Reference: 20SL061427).

Maxim HOLSTEIN for a dam and pump on an unnamed watercourse on Lot 11/562035, Parish of Couatwong, County of Hawes, for conservation of water and irrigation of 25 hectares (new licence – improved pasture and vegetables) (Reference: 20SL061432).

LIKISHA PTY LIMITED for 2 dams on an unnamed watercourse on Lot 132/871911, Parish of Seaham, County of Durham, for conservation of water and water supply for irrigation of 6 hectares (new licence – improved pasture – exempt as former Hunter Valley Flood Mitigation Area) (Reference: 20SL061431).

Any inquiries regarding the above should be directed to Hemantha De Silva on telephone number (02) 4929 9844.

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.

MARK MIGNANELLI,  
Resource Access Manager,  
Hunter Region

Department of Infrastructure, Planning and  
Natural Resources,  
PO Box 2213, Dangar, NSW 2309.

### WATER ACT 1912

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

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

*Castlereagh River Valley*

COONABARABRAN GOLF CLUB CO-OPERATIVE LTD for a pump on the Castlereagh River, Lot 17, DP 753378, Parish of Coonabarabran, County of Gowen, for irrigation of 7.66 hectares (golf greens) (replacement licence – no increase in area or allocation) (Reference: 80SL96176) (GA2:306711).

*Macquarie River Valley*

Thomas Richard Ernest SIMMONS and Richard Matthew SIMMONS for a pump on the Brisbane Valley Creek, Lot 74, DP 757047 and a dam and a pump on an unnamed watercourse, Lot 103, DP 757047, all Parish of Crete, County of Westmoreland, for conservation of water and water supply for stock and domestic purposes and irrigation of 35 hectares (vegetables, fodder and forage crops) (no new works – just amalgamating and replacing existing entitlements) (Reference: 80SL96177).

Brett Andrew HOWARTH for a dam and a pump on an unnamed watercourse, Lot 3, DP 1062283, Parish of Freemantle, County of Bathurst, for conservation of water and water supply for stock and domestic purposes (new licence – works are existing) (Reference: 80SL96178).

Charles Peter COGGINS and Robert Andrew COGGINS for a dam and a pump on an unnamed watercourse, Lot 97, DP 755802, Lot 1, DP573710 and Crown road, Parish of Wells, County of Roxburgh, for conservation of water and water supply for stock and domestic purposes (new licence – existing dam to be increased in size) (Reference: 80SL96182).

Beth Louise GRAHAM for a dam on an unnamed watercourse, Lot 109, DP 1043048, Parish of Orange, County of Wellington, for conservation of water and water supply for stock and domestic purposes (new licence) (Reference: 80SL96183).

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

R G & H INVESTMENTS PTY LTD and OTHERS for a pump on the Bell River, Lot 155, DP 756895, Parish of Mulyan, County of Wellington, for irrigation of 74.5 hectares (grape vines, olive trees, flowers and other horticultural crops) (replacement authority due to purchase of additional entitlement) (Reference: 80SA10626).

GA2:306710.

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

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

FRED HUNDY,  
Water Access Manager,  
Macquarie

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

**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*

Gloria May JARICK and Leslie Raymond JARICK for 2 pumps on Wallamundry Creek on Lot 240/753113, Parish of South Condobolin, County of Gipps, for water supply for irrigation of 128.33 hectares (oats/lucerne/grain) (new licence – allocation obtained by way of permanent transfer scheme – amalgamated with existing entitlement.) (Reference: 70SL090969) (GA2:466320).

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 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,  
Telephone: (02) 6852 1222.

**WATER ACT 1912**

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

Norman Douglas MORTON for a pump on Orara River Lots 200 and 207, DP 828896, Parish Comlaroi, County Fitzroy, for irrigation of 20 hectares (63 megalitres) (new licence – entitlement by way of permanent transfer) (Our Reference: GRA610146A – GA2:476098).

Graham Arthur MARCHANT and Susan Joy MARCHANT for a pump on an unnamed watercourse easement within Lot 8, DP 1011671, Parish Teven, County Rous, for water supply for stock and domestic purposes (new licence) (Our Reference: GRA6322496-1 – GA2:476099).

John Anthony OLIVER and Emma OLIVER for a pump on Goolmangar Creek easement within Lot 3, DP 815070, Parish Tunstall, County Rous, for water supply for stock purposes (new licence) (Our Reference: GRA6322472-1).

John Dennis ROLLINGS and Lillian Margaret ROLLINGS for a pump on Richmond River, Lot 1, DP 386738, Parish Wyndham, County Rous, for irrigation of 19.5 hectares (128 megalitres) (replacement application – split of existing licence – no increase in authorised area or allocation) (Our Reference: GRA6322455-1).

Mark Anthony LAMOND for a pump on Richmond River, Lot 73, DP 1003196, Parish Wiangaree, County Rous, for irrigation of 12 hectares (36 megalitres) (new licence – entitlement by way of permanent transfer) (Our Reference: GRA6322518).

Any enquiries regarding the above should be directed to the undersigned (telephone: [02] 6640 2000).

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

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

**WATER ACT 1912**

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

Paul Gerard KEAREY for a pump on the Deua River being Part Crown Road adjacent to Lot 19/752144, Parish of Donovan, County of Dampier, for the irrigation of 4.0 hectares (vegetables and citrus) (new licence) (Reference: 10SL56602) (GA2:502404).

Paul Gerard KEAREY for a pump on the Deua River being 1/859364, Parish of Mogendoura, County of Dampier, for the irrigation of 3.0 hectares (citrus) (new licence) (Reference: 10SL56603) (GA2:502404).

Any inquiries regarding the above should be directed to the undersigned (telephone: 4428 6919).

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 RYAN,  
Natural Resource Project Officer,  
Sydney/South Coast Region

Department of Infrastructure, Planning and  
Natural Resources,  
PO Box 309, Nowra, NSW 2541.

**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:

*Macintyre-Dumaresq River Valley*

MACINTYRE IRRIGATORS ASSOCIATION SOUTH DRAIN for eight (8) pumps on the Macintyre River on Lots 3 and 20, DP 756009, Parish of Merriwa, County of Staphylton, for water supply for stock and domestic purposes and irrigation of 2,289.00 hectares (application seeks to amend 90SA11629 to include 16.5 hectares (99 megalitres) of existing entitlement by way of permanent transfer) (Reference: 90SA11729) (GA2:472158).

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.

## Department of Lands

**ARMIDALE OFFICE**  
**108 Faulkner Street (PO Box 199A), Armidale NSW 2350**  
**Phone: (02) 6772 5488      Fax (02) 6771 5348**

**ROADS ACT 1993**

**ORDER**

Transfer of a Crown Road to a Council

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

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

**SCHEDULE 1**

*Parish – Fenwick; County – Vernon;  
 Land District and L.G.A. – Walcha.*

The Crown road shown by black colour on the diagram hereunder.



**DUBBO OFFICE**  
**142 Brisbane Street (PO Box 865), Dubbo NSW 2830**  
**Phone: (02) 6841 5200      Fax: (02) 6841 5231**

**NOTIFICATION OF CLOSING OF ROADS**

IN pursuance of the provision 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

**Description**

*Land District – Mudgee;  
 L.G.A. – Mid-Western Regional Council.*

Lot 1, DP 1072209 in the Parish of Mudgee, County of Wellington.

File No.: DB04 H 74.

Note: On closing, title for the land in Lot 1 remains vested in the Mid-Western Regional Council as operational land.

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

**GRANTING OF A WESTERN LANDS LEASE**

IT is hereby notified that under the provisions of section 28A of the Western Lands Act 1901, the Western Lands Lease of the land specified has been granted to the undermentioned persons.

The lease is subject to the provisions of the Western Lands Act 1901 and the Regulations thereunder and to the special conditions, provisions, exceptions, covenants and reservations set out hereunder.

The land is to be used only for the purpose for which the lease is granted.

All amounts due and payable to the Crown must be paid to the Department of Lands by the due date.

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

\_\_\_\_\_  
*Administrative District – Brewarrina;*  
*Shire – Brewarrina;*  
*Parish – Cowga; County – Narran.*

Western lands Lease 14438 was granted to Barry James GIBBS, comprising Lot 12, DP 755024 (folio identifier 12/755024) and Lot 6491, DP 769319 (folio identifier 6491/769319) of 307.9 hectares at Goodooga, for the purpose of "Grazing" for a term of 40 years commencing 1 July 2004 and expiring 30 June 2044.

Papers: WLL 14438.

**CONDITIONS AND RESERVATIONS ATTACHED TO WESTERN LANDS LEASE 14438**

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



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

occupied may not be carried out unless the written consent of the Department has first been obtained and any condition to which the consent is subject under sub section (6) is complied with.

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

#### ALTERATION OF PURPOSE OF A WESTERN LANDS LEASE

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

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

*Administrative District – Wentworth;  
Shire – Wentworth;  
Parish – Pooncaira; County – Perry.*

The purpose of Western Lands Lease 13928, being the land contained within Folio Identifier 70/820420 has been altered from "Erection of Buildings (Shed)" to "Residence" effective from 26 August 2004.

As a consequence of the alteration of purpose the conditions previously annexed to Western Lands Lease 13928 have been revoked and the following conditions have been annexed thereto.

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CONDITIONS AND RESERVATIONS ATTACHED  
TO WESTERN LANDS LEASE 13928

- (1) In the conditions annexed to the lease, the expression “the Minister” means the Minister administering the Western Lands Act 1901, and any power, authority, duty or function conferred or imposed upon the Minister by or under those conditions may be exercised or performed either by the Minister or by such officers of the Department of Infrastructure, Planning and Natural Resources as the Minister may from time to time approve.
  - (2) In these conditions and reservations the expression “the Commissioner” means the Commissioner charged with the administration of the Western Lands Act 1901 (“the Act”) in accordance with section 4(2) of the Act.
  - (3) (a) For the purposes of this clause the term Lessor shall include Her Majesty the Queen Her Heirs and Successors the Minister and the agents servants employees and contractors of the Lessor Her Majesty Her Majesty’s Heirs and Successors and the Minister.  
(b) The lessee covenants with the Lessor to indemnify and keep indemnified the Lessor from and against all claims for injury loss or damage suffered by any person or body using or being in or upon the Premises or any adjoining land or premises of the Lessor arising out of the Holder’s use of the Premises and against all liabilities for costs charges and expenses incurred by the Lessor in respect of the claim of any such person or body except to the extent that any such claims and demands arise wholly from any negligence or wilful act or omission on the part of the Lessor.  
(c) The indemnity contained in this clause applies notwithstanding that this Lease authorised or required the lessee to undertake or perform the activity giving rise to any claim for injury loss or damage.  
(d) The lessee expressly agrees that the obligations of the Holder under this clause shall continue after the expiration or sooner determination of this Lease in respect of any act deed matter or thing occurring before such expiration or determination.
  - (4) The rent of the lease shall be assessed in accordance with Part 6 of the Western Lands Act 1901.
  - (5) The rent shall be due and payable annually in advance on 1 July in each year.
  - (6) (a) “GST” means any tax on goods and/or services, including any value-added tax, broad-based consumption tax or other similar tax introduced in Australia.  
“GST law” includes any Act, order, ruling or regulation, which imposes or otherwise deals with the administration or imposition of a GST in Australia.
- Notwithstanding any other provision of this Agreement:
- If a GST applies to any supply made by either party under or in connection with this Agreement, the consideration provided or to be provided for that supply will be increased by an amount equal to the GST liability properly incurred by the party making the supply.
- If the imposition of a GST or any subsequent change in the GST law is accompanied by or undertaken in connection with the abolition of or reduction in any existing taxes, duties or statutory charges (in this clause “taxes”), the consideration payable by the recipient of the supply made under this Agreement will be reduced by the actual costs of the party making the supply that are reduced directly or indirectly as a consequence of the abolition of or reduction in taxes.
- (7) The lessee shall pay all rates and taxes assessed on or in respect of the land leased during the currency of the lease.
  - (8) The lessee shall hold and use the land leased bona fide for the lessee’s own exclusive benefit and shall not transfer, convey or assign the land or any portion thereof without having first obtained the written consent of the Minister.
  - (9) The lessee shall not enter into a sublease of the land leased unless the sublease specifies the purpose for which the land may be used under the sublease, and it is a purpose which is consistent with the purpose for which the land may be used under this lease.
  - (10) If the lessee enters into a sublease of the land leased, the lessee must notify the Commissioner of the granting of the sublease within 28 days after it is granted.
  - (11) The land leased shall be used only for the purpose of Residence.
  - (12) The lessee shall maintain and keep in reasonable repair all improvements on the land leased during the currency of the lease and shall permit the Minister or the Commissioner or any person authorised by the Minister or the Commissioner at all times to enter upon and examine the whole or any part of the land leased and the buildings or other improvements thereon.
  - (13) All minerals within the meaning of the Mining Act 1992, and all other metals, gemstones and semiprecious stones, which may be in, under or upon the land leased are reserved to the Crown and the lessee shall permit any person duly authorised in that behalf to enter upon the land leased and search, work, win and remove all or any minerals, metals, gemstones and semiprecious stones in, under or upon the land leased.
  - (14) Mining operations may be carried on, upon and in the lands below the land leased and upon and in the lands adjoining the land leased and the lands below those lands and metals and minerals may be removed therefrom and the Crown and any lessee or lessees under any Mining Act or Acts shall not be subject to any proceedings by way of injunction or otherwise in respect of or be liable for any damage occasioned by the letting down, subsidence or lateral movement of the land leased or any part thereof or otherwise by

reason of the following acts and matters, that is to say, by reason of the Crown or any person on behalf of the Crown or any lessee or lessees, having worked now or hereafter working any mines or having carried on or now or hereafter carrying on mining operations or having searched for, worked, won or removed or now or hereafter searching for, working, winning or removing any metals or minerals under, in or from the lands lying beneath the land leased or any part thereof, or on, in, under or from any other lands situated laterally to the land leased or any part thereof or the lands lying beneath those lands, and whether on or below the surface of those other lands and by reason of those acts and matters or in the course thereof the Crown reserves the liberty and authority for the Crown, any person on behalf of the Crown and any lessee or lessees from time to time to let down without payment of any compensation any part of the land leased or of the surface thereof.

- (15) The lessee shall comply with the provisions of the Local Government Act 1993, and of the ordinances made thereunder.
- (16) The lessee shall, within 12 months from the date of commencement of the lease or such further period as the Minister may allow, erect a dwelling on the land in accordance with plans and specifications approved by the Council of the local government area.
- (17) The lessee shall not erect or permit any person to erect any buildings or extend any existing buildings on the land leased except in accordance with plans and specifications approved by the Council of the local Government area.
- (18) The lessee shall ensure that the land leased is kept in a neat and tidy condition to the satisfaction of the Commissioner and not permit refuse to accumulate on the land.
- (19) Upon termination or forfeiture of the lease the Commissioner may direct that the former lessee shall remove any structure or material from the land at his own cost and without compensation. Where such a direction has been given the former lessee shall leave the land in a clean and tidy condition free from rubbish and debris.
- (20) Where the Crown has paid a contribution under section 217-219 of the Roads Act 1993 in respect of the land leased, the lessee shall pay to the Crown the amount of that contribution within 3 months of being called upon to do so.
- (21) The lessee shall pay to the Crown the proportional part of the costs of road construction as notified by the Department of Infrastructure Planning and Natural Resources within 3 months of the date of gazettal of the granting.
- (22) The lessee shall, within 1 year from the date of commencement of the lease or such further period as the Commissioner may allow, enclose the land leased, either separately or conjointly with other lands held in the same interest, with a suitable fence to the satisfaction of the Commissioner.

### GRANTING OF A WESTERN LANDS LEASE

IT is hereby notified that under the provisions of section 28A of the Western Lands Act 1901, the Western Lands Lease of the land specified has been granted to the undermentioned persons.

The lease is subject to the provisions of the Western Lands Act 1901 and the Regulations thereunder and to the special conditions, provisions, exceptions, covenants and reservations set out hereunder.

The land is to be used only for the purpose for which the lease is granted.

All amounts due and payable to the Crown must be paid to the Department of Lands by the due date.

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

—————  
*Administrative District – Cobar;*  
*Shire – Cobar;*  
*Parish – Nyngan; County – Robinson.*

Western lands Lease 14448 is hereby granted to Alan James EVES and Mary Elizabeth EVES, comprising Portion 5120 (folio identifier 5120/769182) of 621.2 hectares at Cobar, for the purpose of grazing for a term of 40 year commencing 30 August 2004 and expiring on 29 August 2044.

Papers: WLL 14448.

### CONDITIONS AND RESERVATIONS ATTACHED TO WESTERN LANDS LEASE 14448

- (1) In the conditions annexed to the lease, the expression “the Minister” means the Minister administering the Western Lands Act 1901, and any power, authority, duty or function conferred or imposed upon the Minister by or under those conditions may be exercised or performed either by the Minister or by such officers of the Department of Infrastructure, Planning and Natural Resources as the Minister may from time to time approve.
- (2) In these conditions and reservations the expression “the Commissioner” means the Commissioner charged with the administration of the Western Lands Act 1901 (“the Act”) in accordance with section 4(2) of the Act.
- (3) (a) For the purposes of this clause the term Lessor shall include Her Majesty the Queen Her Heirs and Successors the Minister and the agents servants employees and contractors of the Lessor Her Majesty Her Majesty’s Heirs and Successors and the Minister.
- (b) The lessee covenants with the Lessor to indemnify and keep indemnified the Lessor from and against all claims for injury loss or damage suffered by any person or body using or being in or upon the Premises or any adjoining land or premises of the Lessor arising out of the Holder’s use of the Premises and against all liabilities for costs charges and expenses incurred by the Lessor in respect of the claim of any such person or body except to the extent that any such claims and demands arise wholly from any negligence or wilful act or omission on the part of the Lessor.

- (c) The indemnity contained in this clause applies notwithstanding that this Lease authorised or required the lessee to undertake or perform the activity giving rise to any claim for injury loss or damage.
- (d) The lessee expressly agrees that the obligations of the Holder under this clause shall continue after the expiration or sooner determination of this Lease in respect of any act deed matter or thing occurring before such expiration or determination.
- (4) The rent of the lease shall be assessed in accordance with Part 6 of the Western Lands Act 1901.
- (5) The rent shall be due and payable annually in advance on 1 July in each year.
- (6) (a) "GST" means any tax on goods and/or services, including any value-added tax, broad-based consumption tax or other similar tax introduced in Australia.
- "GST law" includes any Act, order, ruling or regulation, which imposes or otherwise deals with the administration or imposition of a GST in Australia.
- (b) Notwithstanding any other provision of this Agreement:
- (i) If a GST applies to any supply made by either party under or in connection with this Agreement, the consideration provided or to be provided for that supply will be increased by an amount equal to the GST liability properly incurred by the party making the supply.
- (ii) If the imposition of a GST or any subsequent change in the GST law is accompanied by or undertaken in connection with the abolition of or reduction in any existing taxes, duties or statutory charges (in this clause "taxes"), the consideration payable by the recipient of the supply made under this Agreement will be reduced by the actual costs of the party making the supply that are reduced directly or indirectly as a consequence of the abolition of or reduction in taxes.
- (7) The lessee shall pay all rates and taxes assessed on or in respect of the land leased during the currency of the lease.
- (8) The lessee shall hold and use the land leased bona fide for the lessee's own exclusive benefit and shall not transfer, convey or assign the land or any portion thereof without having first obtained the written consent of the Minister.
- (9) The lessee shall not enter into a sublease of the land leased unless the sublease specifies the purpose for which the land may be used under the sublease, and it is a purpose which is consistent with the purpose for which the land may be used under this lease.
- (10) If the lessee enters into a sublease of the land leased, the lessee must notify the Commissioner of the granting of the sublease within 28 days after it is granted.
- (11) The land leased shall be used only for the purpose of Grazing.
- (12) The lessee shall maintain and keep in reasonable repair all improvements on the land leased during the currency of the lease and shall permit the Minister or the Commissioner or any person authorised by the Minister or the Commissioner at all times to enter upon and examine the whole or any part of the land leased and the buildings or other improvements thereon.
- (13) All minerals within the meaning of the Mining Act 1992, and all other metals, gemstones and semiprecious stones, which may be in, under or upon the land leased are reserved to the Crown and the lessee shall permit any person duly authorised in that behalf to enter upon the land leased and search, work, win and remove all or any minerals, metals, gemstones and semiprecious stones in, under or upon the land leased.
- (14) Mining operations may be carried on, upon and in the lands below the land leased and upon and in the lands adjoining the land leased and the lands below those lands and metals and minerals may be removed therefrom and the Crown and any lessee or lessees under any Mining Act or Acts shall not be subject to any proceedings by way of injunction or otherwise in respect of or be liable for any damage occasioned by the letting down, subsidence or lateral movement of the land leased or any part thereof or otherwise by reason of the following acts and matters, that is to say, by reason of the Crown or any person on behalf of the Crown or any lessee or lessees, having worked now or hereafter working any mines or having carried on or now or hereafter carrying on mining operations or having searched for, worked, won or removed or now or hereafter searching for, working, winning or removing any metals or minerals under, in or from the lands lying beneath the land leased or any part thereof, or on, in, under or from any other lands situated laterally to the land leased or any part thereof or the lands lying beneath those lands, and whether on or below the surface of those other lands and by reason of those acts and matters or in the course thereof the Crown reserves the liberty and authority for the Crown, any person on behalf of the Crown and any lessee or lessees from time to time to let down without payment of any compensation any part of the land leased or of the surface thereof.
- (15) The lessee shall comply with the provisions of the Local Government Act 1993, and of the ordinances made thereunder.
- (16) The lessee shall comply with the provisions of the Water Management Act 2000 and any regulations made in pursuance of that Act.
- (17) The lessee shall ensure that the land leased is kept in a neat and tidy condition to the satisfaction of the Commissioner and not permit refuse to accumulate on the land.
- (18) Upon termination or forfeiture of the lease the Commissioner may direct that the former lessee shall remove any structure or material from the land at his own cost and without compensation. Where such a direction has been given the former lessee shall leave the land in a clean and tidy condition free from rubbish and debris.
- (19) The lessee shall, within 1 year from the date of commencement of the lease or such further period as the Commissioner may allow, enclose the land

leased, either separately or conjointly with other lands held in the same interest, with a suitable fence to the satisfaction of the Commissioner.

- (20) The lessee shall not obstruct or interfere with any reserves, roads or tracks on the land leased, or the lawful use thereof by any person.
- (21) The lessee shall erect gates on roads within the land leased when and where directed by the Commissioner for public use and shall maintain those gates together with approaches thereto in good order to the satisfaction of the Commissioner.
- (22) Any part of a reserve for travelling stock, camping or water supply within the land leased shall, during the whole currency of the lease, be open to the use of bona fide travellers, travelling stock, teamsters and carriers without interference or annoyance by the lessee and the lessee shall post in a conspicuous place on the reserve a notice board indicating for public information the purpose of such reserve and, in fencing the land leased, the lessee shall provide gates and other facilities for the entrance and exit of travelling stock, teamsters and others. The notice board, gates and facilities shall be erected and maintained to the satisfaction of the Commissioner. The lessee shall not overstock, wholly or in part, the areas leased within the reserve, the decision as to overstocking resting with the Commissioner.
- (23) The Crown shall not be responsible to the lessee or the lessee's successors in title for provision of access to the land leased.
- (24) The lessee shall comply with requirements of section 18DB of the Western Lands Act 1901 which provides that, except in the circumstances referred to in subsection (4) of that section, any native vegetation on the land the subject of the lease, and any part of the land that is protected land, must not be cleared except in accordance with the Native Vegetation Conservation Act 1997.
- (25) The lessee shall comply with requirements of section 18DA of the Western Lands Act 1901 which provides that except in circumstances referred to in subsection (3) of that section, cultivation of the land leased or occupied may not be carried out unless the written consent of the Department has first been obtained and any condition to which the consent is subject under subsection (6) is complied with.
- (26) Notwithstanding any other condition annexed to the lease, the lessee shall, in removing timber for the purpose of building, fencing or firewood, carefully preserve all timber, scrub, vegetative cover and any regeneration thereof (except noxious plants and those "woody weeds" specified in Clause 28(1) and parts 9 and 13 in Schedule 4 of the Regulations) on the following parts of the land leased:
- (a) between the banks of, and within strips at least 20 metres wide along each bank of, any creek or defined watercourse;
  - (b) within strips at least 30 metres wide on each side of the centre line of any depression, the sides of which have slopes in excess of 1 (vertically) in 4 (horizontally), that is, approximately 14 degrees;
  - (c) where the slopes are steeper than 1 (vertically) in 3 (horizontally), that is, approximately 18 degrees;
  - (d) within strips not less than 60 metres wide along the tops of any ranges and main ridges;
  - (e) not in contravention of section 21CA of the Soil Conservation Act 1938.
- In addition to the foregoing requirements of this condition, the lessee shall preserve on so much of the land leased as is not the subject of a clearing licence (where possible, in well distributed clumps or strips) not less than an average of 30 established trees per hectare, together with any other timber, vegetative cover or any regeneration thereof which may, from time to time, be determined by the Commissioner to be useful or necessary for soil conservation or erosion mitigation purposes or for shade and shelter.
- (27) The lessee shall not interfere with the timber on any of the land leased which is within a State forest, timber reserve or flora reserve unless authorisation has been obtained under the provisions of the Forestry Act 1916 and shall not prevent any person or persons duly authorised in that behalf from taking timber on the land leased. The lessee shall not have any property right in the timber on the land leased and shall not ringbark, kill, destroy or permit the killing or destruction of any timber unless authorised under the Forestry Act 1916 or unless a clearing licence has been issued pursuant to section 18DB of the Western Lands Act 1901, but the lessee may take such timber as the lessee may reasonably require for use on the land leased, or on any contiguous land held in the same interest, for building, fencing or firewood.
- (28) The lessee shall take all necessary steps to protect the land leased from bush fire.
- (29) The lessee shall, as the Commissioner may from time to time direct, foster and cultivate on the land leased such edible shrubs and plants as the Commissioner may consider can be advantageously and successfully cultivated.
- (30) Whenever so directed by the Commissioner, the lessee shall, on such part or parts of the land leased as shall be specified in the direction, carry out agricultural practices, or refrain from agricultural practices, of such types and for such periods as the Commissioner may in the direction specify.
- (31) The lessee shall not overstock, or permit or allow to be overstocked, the land leased and the decision of the Commissioner as to what constitutes overstocking shall be final and the lessee shall comply with any directions of the Commissioner to prevent or discontinue overstocking.
- (32) The lessee shall, if the Commissioner so directs, prevent the use by stock of any part of the land leased for such periods as the Commissioner considers necessary to permit of the natural reseedling and regeneration of vegetation and, for that purpose, the lessee shall erect within the time appointed by the Commissioner such fencing as the Commissioner may consider necessary.
- (33) The lessee shall furnish such returns and statements as the Commissioner may from time to time require on any matter connected with the land leased or any other land (whether within or outside the Western Division) in which the lessee has an interest.

- (34) The lessee shall, within such time as may be specified by the Commissioner take such steps and measures as the Commissioner shall direct to destroy vermin and such animals and weeds as may, under any Act, from time to time be declared (by declaration covering the land leased) noxious in the Gazette and shall keep the land free of such vermin and noxious animals and weeds during the currency of the lease to the satisfaction of the Commissioner.
- (35) The lessee shall not remove or permit any person to remove gravel, stone, clay, shells or other material for the purpose of sale from the land leased unless the lessee or the person is the holder of a quarry license under regulations made under the Crown Lands Act 1989 or, in respect of land in a State forest, unless the lessee or the person is the holder of a forest materials licence under the Forestry Act 1916, and has obtained the special authority of the Minister to operate on the land, but the lessee may, with the approval of the Commissioner, take from the land such gravel, stone, clay, shells or other material for building and other purposes upon the land as may be required by the lessee.
- performed either by the Minister or by such officers of the Department of Infrastructure, Planning and Natural Resources as the Minister may from time to time approve.
- (2) In these conditions and reservations the expression “the Commissioner” means the Commissioner charged with the administration of the Western Lands Act 1901 (“the Act”) in accordance with section 4(2) of the Act.
- (3) (a) For the purposes of this clause the term Lessor shall include Her Majesty the Queen Her Heirs and Successors the Minister and the agents servants employees and contractors of the Lessor Her Majesty Her Majesty’s Heirs and Successors and the Minister.
- (b) The lessee covenants with the Lessor to indemnify and keep indemnified the Lessor from and against all claims for injury loss or damage suffered by any person or body using or being in or upon the Premises or any adjoining land or premises of the Lessor arising out of the Holder’s use of the Premises and against all liabilities for costs charges and expenses incurred by the Lessor in respect of the claim of any such person or body except to the extent that any such claims and demands arise wholly from any negligence or wilful act or omission on the part of the Lessor.
- (c) The indemnity contained in this clause applies notwithstanding that this Lease authorised or required the lessee to undertake or perform the activity giving rise to any claim for injury loss or damage.
- (d) The lessee expressly agrees that the obligations of the Holder under this clause shall continue after the expiration or sooner determination of this Lease in respect of any act deed matter or thing occurring before such expiration or determination.

#### GRANTING OF A WESTERN LANDS LEASE

IT is hereby notified that under the provisions of section 28A of the Western Lands Act 1901, the Western Lands Lease of the land specified has been granted to the undermentioned persons.

The lease is subject to the provisions of the Western Lands Act 1901 and the Regulations thereunder and to the special conditions, provisions, exceptions, covenants and reservations set out hereunder.

The land is to be used only for the purpose for which the lease is granted.

All amounts due and payable to the Crown must be paid to the Department of Lands by the due date.

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

—————  
*Administrative District – Walgett North;  
Shire – Walgett;  
Parish – Mooroo; County – Finch.*

Western lands Lease 14422 was granted to William Bruce ZELL and Judith Anne ZELL comprising Lot 4096, DP 766601 (folio identifier 4096/766601) of 1053 hectares at Collarenebri, for the purpose of “Grazing” for a term of 40 years commencing 4 June 2004 and expiring 3 June 2044.

Papers: WLL 14422.

#### CONDITIONS AND RESERVATIONS ATTACHED TO WESTERN LANDS LEASE 14422

- (1) In the conditions annexed to the lease, the expression “the Minister” means the Minister administering the Western Lands Act 1901, and any power, authority, duty or function conferred or imposed upon the Minister by or under those conditions may be exercised or
- (4) The rent of the lease shall be assessed in accordance with Part 6 of the Western Lands Act 1901.
- (5) The rent shall be due and payable annually in advance on 1 July in each year.
- (6) (a) “GST” means any tax on goods and/or services, including any value-added tax, broad-based consumption tax or other similar tax introduced in Australia.
- “GST law” includes any Act, order, ruling or regulation, which imposes or otherwise deals with the administration or imposition of a GST in Australia.
- (b) Notwithstanding any other provision of this Agreement:
- (i) If a GST applies to any supply made by either party under or in connection with this Agreement, the consideration provided or to be provided for that supply will be increased by an amount equal to the GST liability properly incurred by the party making the supply.
- (ii) If the imposition of a GST or any subsequent change in the GST law is accompanied by or undertaken in connection with the abolition of or reduction in any existing taxes, duties

or statutory charges (in this clause "taxes"), the consideration payable by the recipient of the supply made under this Agreement will be reduced by the actual costs of the party making the supply that are reduced directly or indirectly as a consequence of the abolition of or reduction in taxes.

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



subsection (4) of that section, any native vegetation on the land the subject of the lease, and any part of the land that is protected land, must not be cleared except in accordance with the Native Vegetation Conservation Act 1997.

- (25) The lessee shall comply with requirements of section 18DA of the Western Lands Act 1901 which provides that except in circumstances referred to in subsection (3) of that section, cultivation of the land leased or occupied may not be carried out unless the written consent of the Department has first been obtained and any condition to which the consent is subject under subsection (6) is complied with.
- (26) Notwithstanding any other condition annexed to the lease, the lessee shall, in removing timber for the purpose of building, fencing or firewood, carefully preserve all timber, scrub, vegetative cover and any regeneration thereof (except noxious plants and those "woody weeds" specified in Clause 28(1) and parts 9 and 13 in Schedule 4 of the Regulations) on the following parts of the land leased:
- (a) between the banks of, and within strips at least 20 metres wide along each bank of, any creek or defined watercourse;
  - (b) within strips at least 30 metres wide on each side of the centre line of any depression, the sides of which have slopes in excess of 1 (vertically) in 4 (horizontally), that is, approximately 14 degrees;
  - (c) where the slopes are steeper than 1 (vertically) in 3 (horizontally), that is, approximately 18 degrees;
  - (d) within strips not less than 60 metres wide along the tops of any ranges and main ridges;
  - (e) not in contravention of section 21CA of the Soil Conservation Act 1938.
- In addition to the foregoing requirements of this condition, the lessee shall preserve on so much of the land leased as is not the subject of a clearing licence (where possible, in well distributed clumps or strips) not less than an average of 30 established trees per hectare, together with any other timber, vegetative cover or any regeneration thereof which may, from time to time, be determined by the Commissioner to be useful or necessary for soil conservation or erosion mitigation purposes or for shade and shelter.
- (27) The lessee shall not interfere with the timber on any of the land leased which is within a State forest, timber reserve or flora reserve unless authorisation has been obtained under the provisions of the Forestry Act 1916 and shall not prevent any person or persons duly authorised in that behalf from taking timber on the land leased. The lessee shall not have any property right in the timber on the land leased and shall not ringbark, kill, destroy or permit the killing or destruction of any timber unless authorised under the Forestry Act 1916 or unless a clearing licence has been issued pursuant to section 18DB of the Western Lands Act 1901, but the lessee may take such timber as the lessee may reasonably require for use on the land leased, or on any contiguous land held in the same interest, for building, fencing or firewood.
- (28) The lessee shall take all necessary steps to protect the land leased from bush fire.
- (29) The lessee shall, as the Commissioner may from time to time direct, foster and cultivate on the land leased such edible shrubs and plants as the Commissioner may consider can be advantageously and successfully cultivated.
- (30) Whenever so directed by the Commissioner, the lessee shall, on such part or parts of the land leased as shall be specified in the direction, carry out agricultural practices, or refrain from agricultural practices, of such types and for such periods as the Commissioner may in the direction specify.
- (31) The lessee shall not overstock, or permit or allow to be overstocked, the land leased and the decision of the Commissioner as to what constitutes overstocking shall be final and the lessee shall comply with any directions of the Commissioner to prevent or discontinue overstocking.
- (32) The lessee shall, if the Commissioner so directs, prevent the use by stock of any part of the land leased for such periods as the Commissioner considers necessary to permit of the natural reseedling and regeneration of vegetation and, for that purpose, the lessee shall erect within the time appointed by the Commissioner such fencing as the Commissioner may consider necessary.
- (33) The lessee shall furnish such returns and statements as the Commissioner may from time to time require on any matter connected with the land leased or any other land (whether within or outside the Western Division) in which the lessee has an interest.
- (34) The lessee shall, within such time as may be specified by the Commissioner take such steps and measures as the Commissioner shall direct to destroy vermin and such animals and weeds as may, under any Act, from time to time be declared (by declaration covering the land leased) noxious in the Gazette and shall keep the land free of such vermin and noxious animals and weeds during the currency of the lease to the satisfaction of the Commissioner.
- (35) The lessee shall not remove or permit any person to remove gravel, stone, clay, shells or other material for the purpose of sale from the land leased unless the lessee or the person is the holder of a quarry license under regulations made under the Crown Lands Act 1989 or, in respect of land in a State forest, unless the lessee or the person is the holder of a forest materials licence under the Forestry Act 1916, and has obtained the special authority of the Minister to operate on the land, but the lessee may, with the approval of the Commissioner, take from the land such gravel, stone, clay, shells or other material for building and other purposes upon the land as may be required by the lessee.
- (36) The lessee shall comply with the provisions of the Protection of the Environment Operations Act 1997.

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

**APPOINTMENT OF TRUST BOARD MEMBERS**

PURSUANT to section 93 of the Crown Lands Act 1989, the persons whose names are specified in Column 1 of the Schedule hereunder are appointed, for the terms of office specified 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

**ERRATUM**

IN the notice appearing in the *NSW Government Gazette* No. 134, Folio 6554, dated 13 August 2004, under the heading "Reservation of Crown Land", in Column 1 of the Schedule, replace "Lot 539, DP No. 759687" with, "Lot 539, DP No. 729687" replace "Lot 15, section 75, DP No. 24226" with "Lot 15, DP No. 242261" and replace "Lot 520 DP No. 729429" with "Lot 520 DP No. 729498".

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

**SCHEDULE**

<b>COLUMN 1</b>	<b>COLUMN 2</b>	<b>COLUMN 3</b>
Graham George DIETRICH (new member).	UKI Public Hall and Recreation Reserve Trust.	Reserve No.: 140022. Public Purpose: Public hall and public recreation. Notified: 31 July 1987. File No.: GF88 R 14.

**Term of Office**

For a term commencing the date of this notice and expiring 16 April 2008.

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

- 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 reserves specified in Column 3 of the Schedule.
- PURSUANT to section 117 of the 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 there to in Column 2, which is trustee of the reserves referred to in Column 3 of the Schedule.

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

**SCHEDULE**

<b>COLUMN 1</b>	<b>COLUMN 2</b>	<b>COLUMN 3</b>
Richard John DUNNING.	Lakes Road Reserve Trust.	Part Reserve No. 69040, being part Lot 277, DP 726463. Public Purpose: Future public requirements. Notified: 23 February 1940. Reserve No.: 83057. Public Purpose: Future public requirements. Notified: 24 February 1961. File No.: GF04 R 30.

For a term commencing 27 August 2004 and expiring 26 February 2005.

**MAITLAND OFFICE****Cnr Newcastle Road and Banks Street (PO Box 6), East Maitland NSW 2323****Phone: (02) 4934 2280****Fax: (02) 4934 2252****REVOCATION OF RESERVATION OF CROWN LAND**

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

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

**SCHEDULE****COLUMN 1**

Land District: Newcastle.  
Local Government Area: Port Stephens.  
Reserve No.: 72017.  
Public Purpose: Future public requirements.  
Notified: 30 August 1946.  
File No.: MD03 A 36.

**COLUMN 2**

The whole of the reserve.  
Parishes: Tomaree, Sutton and Stowell.  
County: Gloucester.

Note: This was a general reservation covering all Crown Land in the parishes that was otherwise unallocated.

**MOREE OFFICE****Corner Frome and Heber Streets (PO Box 388), Moree NSW 2400****Phone: (02) 6752 5055****Fax: (02) 6752 1707****CROWN LANDS ACT 1989**

Declaration of Land to be Crown Land

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

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

**NOTIFICATION OF CLOSING OF A 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 public road and the rights of passage and access that previously existed in relation to this road is extinguished.

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

**SCHEDULE**

*Land District – Narrabri;  
Local Government Area – Narrabri;  
Parish – Queerbri; County – Jamison.*

Lot 3 in Deposited Plan 1053213 of 4,477 square metres being the land in Folio 3/1053213 held in the name of the Roads and Traffic Authority of New South Wales.

File No.: ME02 H 284.

**Description**

*Land District – Narrabri;  
Council – Narrabri Shire;  
Parish – Long Point; County – Jamison.*

Lot 1 in DP 1072134, Parish Long Point, County Jamison.

File No.: ME02 H 265.

Note: Upon closure the land remains 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 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 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 – Moruya;*  
*L.G.A. – Eurobodalla Shire.*

Lot 1, DP 722793 at Moruya, Parish Moruya and County Dampier (not being land under the Real Property Act).

File No.: NA89 H 395.

Notes: (1) On closing, the land remains vested in the Crown as Crown Land, and

(2) The land was added to R.82377 for public recreation on 28 December 2001, Folio 10833.

**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 to 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 roads are extinguished.

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

*Land District and Shire of Oberon*

Road Closed: Lot 1, DP 1071112, Parish Oberon, County Westmoreland.

File No.: OE03 H 315.

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

Descriptions

*Land District – Cowra; L.G.A. – Cowra Council.*

Road Closed: Lots 1, 2 and 3, Deposited Plan 1065895, Parish Waugoola, County Bathurst.

File No.: OE04 H 128.

Note: On closing, the land within Lots 1, 2 and 3, DP 1065895, remains vested in Cowra Council as operational land for the purposes of the Local Government Act 1993.

Council's Reference: R03.01.00.

**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 term 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**

<b>COLUMN 1</b>	<b>COLUMN 2</b>	<b>COLUMN 3</b>
Peter Colin WESTWOOD (reappointment), Joseph George GIBIAN (reappointment), Peter John OFFORD (reappointment), Cecil Harold MONKHOUSE (new member), Katherine Helen GRINBERG (new member), Mellisa GILLIES (new member), Stephen William James COUTTS (new member).	Rose Bay War Memorial (D500321) Reserve Trust.	Dedication 500321 of 18 October 1946, for the purpose of War Memorial at Rose Bay. File No.: MN80 R 287/3.

**Term of Office**

For a period of five (5) years commencing 26 August 2004.

**TAREE OFFICE**

**102-112 Victoria Street (PO Box 440), Taree NSW 2430**  
**Phone: (02) 6552 2788 Fax: (02) 6552 2816**

**ERRATUM**

THE following notice was published in Government Gazette No. 34, dated 20 August 2004, Folio 6650, under the wrong office heading. The notice hereunder replaces that in full and the gazettal date remains at 20 August 2004.

**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.

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

**Description**

*Land District – Taree;*  
*Local Government Area – Hastings.*

Road Closed: Lot 1, DP 1069215 at Logans Crossing, Parish of Johns River, County of Macquarie.

File No.: TE03 H 150.

Note: On closing, the land within Lot 1 remains vested in the State of New South Wales as Crown Land.

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

**NOTIFICATION OF CLOSING OF A ROAD**

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

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

Description

*Parish – Lockhart; County – Urana;  
Land District – Urana; Shire – Lockhart.*

Lot 10 in DP 1067716 at Lockhart.

File No.: WA01 H 189.

Note: On closing, the land within the former Council public road will remain vested in the Council of the Shire of Lockhart as operational land.

# Department of Primary Industries

## Agriculture

### PLANT DISEASES ACT 1924

#### Authority to Exercise Inspectors' Functions

I, BARRY DESMOND BUFFIER, Director-General, New South Wales Department of Primary Industries, hereby authorise, pursuant to 11 (3) of the Plant Diseases Act 1924, the undermentioned persons to exercise such of the functions of an Inspector as are specified in this authority, for the purpose of eradicating and preventing the spread of fruit fly (Family Tephritidae).

#### List of Authorised Persons:

KYLIE MAREE DONOHUE  
BRIAN PAUL FERGUSON  
FREDERICK JAMES KELLY  
LEEANNE SIMMONS

#### Functions of an inspector authorised to be exercised:

Sections 9 (1)	seizure of plants
13 (1)	powers to display stop signs, stop vehicles etc
13 (1B) (a)	power to enter vehicles for the purpose of searching for or inspecting any fruit, etc.
13 (1B) (c)	power to enter vehicles for the purpose of determining whether any duty or obligation imposed by or under the Act has been discharged
13 (1BA)	power to open any part of a vehicle and to open any coverings, for the purpose of searching for or inspecting any fruit or coverings
25A	demand name and place of abode of person committing an offence.

The specified functions may be exercised by the authorised persons:

- only on a road or in a public place or vehicle on a road or in any public place; and
- only in relation to fruit which the authorised person: has reasonable grounds of suspecting are infected or likely to convey infection; or to have been introduced into the State or any portion of the State; or
- which are being conveyed or dealt with in contravention of any proclamation, notification, order under the Plant Diseases Act 1924 or under the Plant Diseases Regulation 2003.

This authority is limited in its operation to:

NSW Portion of the Fruit Fly Exclusion Zone pursuant to section 11(4) of the Plant Diseases Act.

B. D. BUFFIER,  
Director-General

Date: 24th August 2004.

### STOCK DISEASES ACT 1923

#### Notification No. 1789-BJD

Declaration of Protected Area and Protected (Control) Areas, as regards Johne's disease in cattle (commonly known as bovine Johne's disease)

I, IAN MACDONALD MLC, Minister for Primary Industries:

- A. pursuant to sections 3 (2) (a) and 11A of the Stock Diseases Act 1923 ("the Act"), revoke Stock Diseases Notification No. 1647-BJD published in *Government Gazette* No. 190 of 14 December 2004 at pages 9980-9982; and
- B. pursuant to section 11A of the Act:
  - I. declare the lands described in the Schedule to be Protected (Control) Areas, and the remaining lands of New South Wales to be a Protected Area, as regards Johne's disease in cattle (commonly known as bovine Johne's disease); and
  - II. prohibit the bringing into the Protected Area of any cattle from any part of a Protected (Control) Area, unless:
    - (a) the cattle:
      - are transported in a vehicle directly or via an approved feedlot to:
      - an abattoir, where the cattle are slaughtered, or
      - a slaughter-only sale, or
      - an approved feedlot, or
      - the same or another part of a Protected (Control) Area, or
      - are steers and originate from a non-assessed herd; or
    - (b) the cattle:
      - originate from a monitored negative herd, and
      - have not subsequently lost their status of monitored negative, and
      - are transported in a vehicle directly or via an approved facility, into the Protected Area, and
      - are accompanied by a completed Declaration form, indicating details of their status of monitored negative, which is given to the person to whom the cattle are delivered; or
    - (c) the cattle:
      - originate from a non-assessed herd that has been subjected to an approved test with negative results, and
      - are transported in a vehicle directly, or via an approved facility, into the Protected Area, and
      - are accompanied by a completed Declaration form, indicating those results, which is given to the person to whom the cattle are delivered; or

- (d) the cattle:
- originate from a herd in one part of the Protected Area, and
  - are transported through the Protected (Control) Area in a vehicle directly into the same or another part of the Protected Area; or
- (e) the cattle are from a non-assessed or monitored negative herd in a Protected Area and are transported in a vehicle directly to and from an approved facility in a Protected (Control) Area; or
- (f) the cattle are from a non-assessed or monitored negative herd in a Protected (Control) Area and are transported in a vehicle directly to and from an approved facility in a Protected Area; or
- (g) the cattle:
- are beef breed cattle and satisfy the (Beef Only) criteria, and
  - are transported from the property of origin in a vehicle directly, or via an approved facility, into the Protected Area, and
  - are accompanied by a completed Declaration form, indicating that the cattle satisfy the (Beef Only) criteria, which is given to the person to whom the cattle are delivered; or
- (h) the cattle are moved in accordance with a written permit or an order issued by an inspector.
- if introduced into a herd or onto a property, the cattle have come from herds which are of the same status (Beef Only) status, or higher monitored negative status (BC-TAS, MN1, MN2, MN3) for Bovine Johne's Disease (BJD), and came with a completed Declaration confirming that status, and
  - are individually identified under the National Livestock Identification Scheme.

**Declaration form** means a Declaration form for Johne's disease status as approved from time to time by the Chief Veterinary Officer or, in his or her absence, a Deputy Chief Veterinary Officer appointed under the Exotic Diseases of Animals Act 1991;

**directly** means without off-loading cattle from a vehicle en route;

**herd** means a group of animals maintained as a discrete unit;

**monitored negative** has the same meaning as in the Australian Johne's Disease Market Assurance Program for Cattle published from time to time by Animal Health Australia, 26-28 Napier Close, Deakin ACT 2600;

**non-assessed** in relation to a herd, means a herd that is not infected or suspected of being infected with Johne's disease, that is not in quarantine on account of Johne's disease, and that is not monitored negative;

**Protected Area** means the area of New South Wales which does not form part of the Protected (Control) Area;

**Protected (Control) Area** means a Protected (Control) Area referred to in the Schedule;

**slaughter-only sale** means a sale for stock that is held in accordance with the written approval of a Senior Field Veterinary Officer.

## SCHEDULE

### Protected (Control) Areas

The whole of the lands contained in the Casino and Tweed-Lismore Rural Lands Protection Districts.

That portion of the lands contained in the South Coast Rural Lands Protection District south of the southern boundary of the Kings Highway between Braidwood and Batemans Bay, then west of the western boundary of the Princes Highway, then south of the northern shoreline of the Clyde River and Batemans Bay.

That portion of the lands contained in the Murray Rural Lands Protection District and the Riverina Rural Lands Protection District bounded by the roads and property description lines commencing at Corowa at the point where Bridge Road, Corowa crosses the Murray River, thence along Bridge Road, Sangar Street, Redlands Road to the Riverina Highway, thence along the Old Corowa Road to its intersection with the Jerilderie-Oaklands Road, thence along that road to the northern corner of Lot 1 in DP733544, thence along the north-western, and western boundaries of that lot and of Lot 3 in DP733544 to the north-eastern boundary of Lot 203 in DP756426, thence along the northern boundaries of that lot, of Lot 213 in DP756426, of the reserve known as the Jerilderie Rifle Range, of Lot 226 in DP820194 and of Lot 111 in DP756426 to the north-western corner of that

## DEFINITIONS

In this Notification:

**approved facility** means a facility that is approved from time to time by a District Veterinarian;

**approved feedlot** means a feedlot that transports all its stock directly to slaughter, and is authorised in writing by a Senior Field Veterinary Officer as a feedlot to which stock from a Protected (Control) Area may be moved;

**approved test** means a test that is approved from time to time by the Chief Veterinary Officer or, in his or her absence, a Deputy Chief Veterinary Officer appointed under the Exotic Diseases of Animals Act 1991;

**(Beef Only) criteria** – The criteria for *(Beef Only)* cattle are that the cattle:

- are beef breed cattle; and
- originate from a non-assessed herd; and
- originate from a herd that has had no contact with dairy cattle or dairy-cross cattle at any time during the previous 5 years, unless those dairy cattle were enrolled, at the time of the contact, in the Australian Johne's Disease Market Assurance Program for Cattle (CattleMAP); and
- originate from a herd that has not, at any time grazed on land that in the previous 12 months has been grazed by adult dairy cattle (2 years old or older) that were not at the time of grazing from a herd that was enrolled in the Australian Johne's Disease Market Assurance Program for Cattle; and



lot, thence directly west to a point of intersection with the eastern boundary of the Newell Highway, thence south along the Newell Highway approximately 3 kilometres to its junction with Leahy Lane, thence west along Leahy Lane to the south-eastern corner of Lot 106 in DP756426, thence along the eastern boundaries of Lots 106, 107, 180 and 179 in DP756426 and of Lots 431 and 432 in DP1013379 to where the eastern boundary of Lot 432 meets the Jerilderie-Conargo Road, thence west along that road to where it intersects with the Deniliquin Road at Conargo, thence along Conargo-Deniliquin Road to where that road crosses the Edward River at Deniliquin, thence along the Deniliquin Road to the Edward River at Deniliquin, thence along the Edward River to its junction with the Niemur River, thence along the Niemur River to its junction with the Moulamein-Barham Road, thence along the Moulamein-Barham Road to Moulamein Road at Barham, thence along Moulamein Road, Barham to where it meets Noorong Street, thence along Noorong Street to its intersection with Murray Street, thence along Murray Street to its intersection with Thule Street, thence along Thule Street to where Thule Street crosses the Murray River at Barham, and thence along the Murray River to the point where Bridge Road, Corowa crosses the Murray River. (The roads and their road related areas do not form part of the Protected (Control) Area.)

Note.

- It is an offence under section 20H (1) (a) of the Act to contravene a provision of this Notification. Maximum penalty for such an offence is \$11,000.
- A Protected (Control) area is an area of New South Wales with a moderate prevalence of a disease (section 11A (1A) of the Act). This is different from a Protected Area, where there is a lower prevalence of a disease (section 11A (1B) of the Act).
- A person who receives a completed Declaration form is advised to retain it as evidence of compliance with this Notification.
- A map of the Protected Area and the Protected (Control) Area as regards Johne's disease in cattle is published on the NSW Department of Primary Industries internet web site at <http://www.ojdinfo.nsw.gov.au/reader/ojd-prevalence-areas>
- 1789-BJD is the NSW Department of Primary Industries reference.
- For further information, contact the New South Wales Department of Agriculture on (02) 3691 3100.

Dated: 23 August 2004.

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

**NSW Fisheries****FISHERIES MANAGEMENT ACT 1994****FISHERIES MANAGEMENT (AQUACULTURE)  
REGULATION 2002**Clause 39(4) – Notice of Aquaculture Lease  
Renewal

THE Minister has renewed the following Class 1 Aquaculture Leases:

OL89/002 within the estuary of the Manning River, having an area of 2.2823 hectares to Neil Kelvin CURRIE of Taree, NSW, for a term of 15 years expiring on 21 January 2020.

OL58/212 within the estuary of Port Stephens, having an area of 1.1702 hectares to Kenneth Brian LILLEY and Leonard Allan LILLEY of Swan Bay, NSW, for a term of 15 years expiring on 28 July 2019.

OL59/356 within the estuary of the Pambula River, having an area of 0.6293 hectares to Neil Roy GILL of South Pambula, NSW, for a term of 15 years expiring on 13 October 2019.

OL87/173 within the estuary of Wallis Lake, having an area of 1.4188 hectares to Bertram Leonard KENNEY of Oakley Island Wallis Lake, NSW, for a term of 15 years expiring on 4 December 2018.

OL59/134 within the estuary of the Manning River, having an area of 0.1304 hectares to CLIFT OYSTERS PTY LTD of Tuncurry, NSW, for a term of 15 years expiring on 1 May 2019.

OL75/020 within the estuary of the Manning River, having an area of 0.9920 hectares to CLIFT OYSTERS PTY LTD of Tuncurry, NSW, for a term of 15 years expiring on 2 February 2020.

OL86/099 within the estuary of Wallis Lake, having an area of 0.8880 hectares to CLIFT OYSTERS PTY LTD of Tuncurry, NSW, for a term of 15 years expiring on 18 April 2019.

OL84/241 within the estuary of the Crookhaven River, having an area of 0.8730 hectares to Annette COLLISON and John COLLISON of Myola, NSW, for a term of 15 years expiring on 26 February 2019.

Dr NICK RAYNS,  
Director,  
Fisheries Management,  
Agriculture and Fisheries Division,  
Department of Primary Industries

## Mineral Resources

NOTICE is given that the following applications have been received:

### ASSESSMENT LEASE APPLICATION

(04-753)

No. 32, GENDERS MINING PTY LTD (ACN 000 094 315), area of about 34 square kilometres, for coal, dated 2 August, 2004. (Orange Mining Division).

### EXPLORATION LICENCE APPLICATION

(04-603)

No. 2417, VIDORO PTY LTD (ACN 094 217 482), area of 10 units, for Group 1, dated 23 August, 2004. (Broken Hill Mining Division).

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

NOTICE is given that the following applications have been granted:

### EXPLORATION LICENCE APPLICATIONS

(T03-0032)

No. 2078, now Exploration Licence No. 6283, WILSON GEMS & INVESTMENTS PTY LTD (ACN 001 155 755), County of Arrawatta, Map Sheet (9138), area of 3 units, for Group 6, dated 19 August, 2004, for a term until 18 August, 2006.

(T03-0852)

No. 2173, now Exploration Licence No. 6273, CAZALY RESOURCES LIMITED (ACN 101 049 334), Counties of Buller, Clive and Drake, Map Sheet (9340), area of 67 units, for Group 1, dated 15 July, 2004, for a term until 14 July, 2006.

(T03-0969)

No. 2227, now Exploration Licence No. 6281, CONARCO MINERALS PTY LTD (ACN 102 750 890), County of Hume, Map Sheet (8126, 8225, 8226), area of 201 units, for Group 1, dated 11 August, 2004, for a term until 10 August, 2006.

(T03-1006)

No. 2262, now Exploration Licence No. 6280, COMPASS RESOURCES NL (ACN 010 536 820), County of Bland, Map Sheet (8429), area of 100 units, for Group 1, dated 12 August, 2004, for a term until 11 August, 2006.

(T04-0003)

No. 2267, now Exploration Licence No. 6285, REDMAN MINING LIMITED (ACN 108 048 371), County of Nicholson, Map Sheet (8031), area of 22 units, for Group 1, dated 19 August, 2004, for a term until 18 August, 2006.

(T04-0030)

No. 2294, now Exploration Licence No. 6274, SHERWOOD VENTURES PTY LTD (ACN 107 201 687), Counties of Harden and King, Map Sheet (8628, 8629), area of 78 units, for Group 1, dated 15 July, 2004, for a term until 14 July, 2006.

(T04-0037)

No. 2301, now Exploration Licence No. 6284, REDMAN MINING LIMITED (ACN 108 048 371), Counties of Goulburn, Mitchell and Wynyard, Map Sheet (8326, 8327), area of 57 units, for Group 1, dated 19 August, 2004, for a term until 18 August, 2006.

(T04-0054)

No. 2316, now Exploration Licence No. 6278, Ellis Richard WALKER, County of Dudley, Map Sheet (9435), area of 4 units, for Group 2, dated 11 August, 2004, for a term until 10 August, 2006. As a result of the grant of this title, Exploration Licence No. 5358 has ceased to have effect.

(04-511)

No. 2335, now Exploration Licence No. 6282, Bruce MYLES, County of Hume, Map Sheet (8126), area of 61 units, for Group 1, dated 19 August, 2004, for a term until 18 August, 2006.

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

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

(C96-1007)

Exploration Licence No. 5291, COAL AND ALLIED OPERATIONS PTY LIMITED (ACN 000 023 656), area of 3758 hectares. Application for renewal received 23 August, 2004.

(T02-0093)

Exploration Licence No. 5997, STRAITS EXPLORATION (AUSTRALIA) PTY LTD (ACN 061 614 695), area of 13 units. Application for renewal received 26 August, 2004.

(T02-0071)

Exploration Licence No. 6001, PEREGRINE MINERAL SANDS NL (ACN 009 307 591), area of 248 units. Application for renewal received 25 August, 2004.

(T02-0079)

Exploration Licence No. 6002, BROKEN HILL OPERATIONS PTY LTD (ACN 054 920 893), area of 107 units. Application for renewal received 26 August, 2004.

(T03-0911)

Private Lands Lease No. 953 (Act 1894), BORAL LIMITED (ACN 008 421 761), area of 31.88 hectares. Application for renewal received 26 August, 2004.

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

**RENEWAL OF CERTAIN AUTHORITY**

NOTICE is given that the following authority has been renewed:

(T01-0118)

Exploration Licence No. 5900, REGIONAL EXPLORATION MANAGEMENT PTY LTD (ACN 093 739 336), County of Burnett, Map Sheet (8938, 8939, 9038, 9039), area of 50 units, for a further term until 25 October, 2005. Renewal effective on and from 15 July, 2004.

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

**TRANSFER**

(C97-0263)

Exploration Licence No. 5497, formerly held by EXCEL EQUITIES PTY LTD (ACN 071 707 956), has been transferred to DONALDSON COAL PTY LTD. The transfer was registered on 27 August, 2004.

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

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## Roads and Traffic Authority

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### ROADS ACT 1993

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

NEWCASTLE 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.

JANET DORE,  
General Manager,  
Newcastle City Council  
(by delegation from the Minister for Roads)

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#### SCHEDULE

#### 1. Citation

This Notice may be cited as the Newcastle City Council B-Doubles Notice No 2/ 2004.

#### 2. Commencement

This Notice takes effect on the date of gazettal.

#### 3. Effect

This Notice remains in force until 01/01/2010 unless it is amended or repealed earlier.

#### 4. Application

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

#### 5. Routes

##### B-Double routes within the Newcastle City Council

Type	Road No	Road Name	Starting point	Finishing point	Conditions
19	000	Anderson Drive, Beresfield	New England Highway, Beresfield	New England Highway, Tarro	
19	000	Lawson Avenue, Beresfield	Anderson Drive	Maitland Council Boundary	

**ROADS ACT 1993**

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

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

ALAN BURGESS,  
General Manager,  
Kempsey Shire Council  
(by delegation from the Minister for Roads)

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**SCHEDULE**
**1. Citation**

This Notice may be cited as the Kempsey Shire Council B-Doubles Notice No. 1 2004.

**2. Commencement**

This Notice takes effect from date of gazettal.

**3. Effect**

This Notice remains in force until 1 July 2009 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 Kempsey Shire Council**

Type	Road No	Road Name	Starting point	Finishing point	Conditions
25m	000	South Street, Kempsey	Pacific Highway (SH10)	West Street	
25m	000	West Street, Kempsey	South Street	Middleton Street	
25m	000	Middleton Street, Kempsey	West Street	Gowings Hill Road	
25m	000	Gowings Hill, Road Kempsey	West Street	Lika Drive	
25m	000	Lika Drive, Kempsey	Gowings Hill Road	126 Lika Drive	

**ROADS ACT 1993**

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

BATHURST 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.

DAVID SHERLEY,  
General Manager,  
Bathurst Regional Council  
(by delegation from the Minister for Roads)

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**SCHEDULE**
**1. Citation**

This Notice may be cited as the Bathurst Regional Council B-Doubles Notice No. 2 2004.

**2. Commencement**

This Notice takes effect on the date of Gazettal.

**3. Effect**

This Notice remains in force for Tuesday, 5 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 Bathurst Regional Council**

Type	Road No	Road Name	Starting point	Finishing point	Conditions
25	N/A	Pit Straight	Mountain Straight	Conrod Straight	
25	N/A	Panorama Avenue	Pit Straight	Havannah Street	
25		Havannah Street	Panorama Avenue	Rocket Street	
25	N/A	Havannah Street	Great Western Highway	Durham Street	
25	N/A	Durham Street	Havannah Street	Great Western Highway	
25	N/A	William Street	Great Western Highway	Panorama Avenue	
25	N/A	Panorama Avenue	William Street	Pit Straight	
25	N/A	Pit Straight	Panorama Avenue	Mountain Straight	
25	N/A	Mountain Straight	Pit Straight	Pit Complex	

**ROADS ACT 1993**

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

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

GRAHAM TAYLOR,  
General Manager,  
Wollondilly Shire Council  
(by delegation from the Minister for Roads)

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**SCHEDULE**
**1. Citation**

This Notice may be cited as the Wollondilly Shire Council B-Doubles Notice No. 2/2004.

**2. Commencement**

This Notice takes effect from the date of gazettal.

**3. Effect**

This Notice remains in force until 31 December 2009, unless it is amended or repealed earlier.

**4. Application**

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

**5. Routes****B-Double routes within the Wollondilly Shire Council**

Type	Rd No	Road Name	Starting point	Finishing point	Conditions
25	000	Unnamed Road, Appin	Bulli-Appin Road (MR177), entry to Appin Colliery	Bulli-Appin Road (MR177), exit from Appin Colliery	Travel is permitted <b>only</b> in the direction as listed



**ROADS ACT 1993**

Notice of Dedication of Land as Public Road  
at Wearne Siding in the Gwydir Shire Council Area

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

T. D. CRAIG,  
Manager,

Compulsory Acquisition and Road Dedication,  
Roads and Traffic Authority of New South Wales

**SCHEDULE**

ALL those pieces or parcels of land situated in the Gwydir  
Shire Council Area, Parishes of Whalan and Mobbindry,  
County of Stapylton, shown as Lots 11 to 14 inclusive  
Deposited Plan 260326.

(RTA Papers: 16/512.117)

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road  
at Euroley in the Leeton 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 and Road Dedication,  
Roads and Traffic Authority of New South Wales

**SCHEDULE**

ALL that piece or parcel of land situated in the Leeton Shire  
Council Area, Parish of Yarangery and County of Cooper,  
shown as Lot 22 Deposited Plan 1044588.

(RTA Papers: 502.270)

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road  
at Wearne Siding in the Moree Plains Shire  
Council Area

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

T. D. CRAIG,  
Manager,

Compulsory Acquisition and Road Dedication,  
Roads and Traffic Authority of New South Wales

**SCHEDULE**

ALL those pieces or parcels of land situated in the Moree  
Plains Shire Council Area, Parishes of Whalan, County of  
Stapylton, shown as:

Lots 11, 12 and 13 Deposited Plan 866169; and

Lots 1 and 4 Deposited Plan 261425.

(RTA Papers: 16/291.11)

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road  
at Cullerin in the Upper Lachlan 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 and Road Dedication,  
Roads and Traffic Authority of New South Wales

**SCHEDULE**

ALL those pieces or parcels of land situated in the Upper  
Lachlan Council Area, Parishes of Milbang and Cullarin,  
Counties of Argyle and King, shown as Lots 65 to 68  
inclusive Deposited Plan 813660.

(RTA Papers: 2/181.1217)

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road  
at Molong in the Cabonne 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 and Road Dedication,  
Roads and Traffic Authority of New South Wales

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SCHEDULE

ALL those pieces or parcels of land situated in the Cabonne Shire Council Area, Parish of Molong and County of Ashburnham, shown as:

Lots 24 and 25 Deposited Plan 837080; and

Lot 3 Deposited Plan 536648.

(RTA Papers: 7/72.123)

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road  
at Brogo in the Bega Valley 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 and Road Dedication,  
Roads and Traffic Authority of New South Wales

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SCHEDULE

ALL those pieces or parcels of land situated in the Bega Valley Shire Council Area, Parish of Mumbulla and County of Auckland, shown as Lots 50 and 51 Deposited Plan 1010981.

(RTA Papers: 1/32.1246)

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road  
at Bobs Farm in the Port Stephens 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 and Road Dedication,  
Roads and Traffic Authority of New South Wales

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SCHEDULE

ALL those pieces or parcels of land situated in the Port Stephens Council Area, Parish of Tomaree and County of Gloucester, shown as Lots 1, 2 and 3 Deposited Plan 1046439.

(RTA Papers: FPP 4M4016; RO 362.1480)

**ROADS ACT 1993**

Order – Sections 46, 49, 54 and 67

Sutherland Shire Council Area

Dedication of Land as Public Road and Declaration as a Controlled Access Road of Part of Alford's Point Road at Menai, Illawong and Alford's Point

I, the Minister for Roads, pursuant to Sections 46, 49, 54 and 67 of the Roads Act 1993, by this Order –

1. dedicate as public road the land described in Schedules 1 and 2 under;
2. declare to be a main road the said public road described in Schedule 2 and the public road described in Schedule 3 under;
3. declare to be a controlled access road the said main road described in Schedules 2 and 3;
4. declare that access to the said controlled access road is restricted; and
5. specify in Schedule 4 under, the points along the controlled access road at which access may be gained to or from other public roads.

CARL SCULLY, M.P.,  
Minister for Roads

**SCHEDULE 1**

ALL those pieces or parcels of land situated in the Sutherland Shire Council Area, Parish of Holsworthy and County of Cumberland shown as:

Lots 23 to 26 inclusive Deposited Plan 811119;

Lots 35 and 36 Deposited Plan 831158; and

Lot 47 Deposited Plan 831159.

The above Lots are all shown on sheet 1 in RTA Plan 0190 411 AC 0238.

**SCHEDULE 2**

ALL those pieces or parcels of land situated in the Sutherland Shire Council Area, Parish of Holsworthy and County of Cumberland shown as:

Lots 16 to 22 inclusive and 27 Deposited Plan 811119;

Lot 2 Deposited Plan 577811;

Lots 25 to 30 inclusive Deposited Plan 831158;

Lots 42, 43, 46 and 48 Deposited Plan 831159;

Lots 15 to 22 inclusive and 29 Deposited Plan 831160;

Lot 75 Deposited Plan 262463;

Lot 17 Deposited Plan 262093;

Lots 43 and 44 Deposited Plan 708162;

Lot 100 Deposited Plan 864454;

Lot 11 Deposited Plan 800082;

Lot 27 Deposited Plan 612614;

Lots 9 and 11 Deposited Plan 247409;

Lot 12 Deposited Plan 609556; and

Lot 1 Deposited Plan 43304.

The above Lots are all shown on sheets 1 or 2 in RTA Plan 0190 411 AC 0238.

**SCHEDULE 3**

ALL those pieces or parcels of public road situated in the Sutherland Shire Council Area, Parish of Holsworthy and County of Cumberland shown as:

an area of 5293m<sup>2</sup> on sheets 2 and 3 of Deposited plan 831158;an area of 2152m<sup>2</sup> on sheet 3 of Deposited Plan 831158;

Lot 54 on sheet 2 in RTA Plan 0190 411 AC 0238;

Lot 55 on sheet 2 in RTA Plan 0190 411 AC 0238; and

Lot 30 Deposited Plan 831160.

The above Lots and parcels of land are all shown on sheets 1 or 2 in RTA Plan 0190 411 AC 0238.

**SCHEDULE 4**

Between the points A and B;

between the points C and D;

between the points E and F; and

between the points G and H, all shown on sheets 1 or 2 in RTA Plan 0190 411 AC 0238.

(RTA Papers 411.11040)

## Other Notices

### ASSOCIATIONS INCORPORATION ACT 1984

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

TAKE NOTICE that the company "Hoofbeats Limited" formerly registered under the provisions of the Corporations Act 2001, is now incorporated under the Associations Incorporation Act 1984, as "Hoofbeats Incorporated", effective 20 August 2004.

C. GOWLAND,  
Delegate of Commissioner,  
Office of Fair Trading

### ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of Incorporation Pursuant to  
Section 55A

TAKE NOTICE that the incorporation of the following Associations is cancelled by this notice pursuant to section 55A of the Associations Incorporation Act 1984.

Cancellation is effective as at the date of gazettal.

Lower Reedy Creek Landcare Group Incorporated	Y3040013
Charlestown United Cricket Club Incorporated	Y2186715
Queanbeyan Business Promotions Incorporated	Y1999619

COLIN CROSSLAND,  
General Manager,  
Registry of Co-operatives and Associations,  
Office of Fair Trading,  
Department of Commerce  
26 August 2004

### ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of Incorporation Pursuant to  
Sections 55A and 55B

TAKE NOTICE that the incorporation of the following associations is cancelled by this notice pursuant to sections 55A and 55B of the Associations Incorporation Act 1984.

Cancellation is effective as at the date of gazettal.

Charity Awareness (NSW) Inc	Y1831623
Warnervale Regional Garden Club Incorporated	INC9877344
Dubbo Garden Club Incorporated	INC9877593
Energy Managers Association NSW Inc	Y1221118
Coffs City Ladies Probus Club Inc	Y1155148
Griffith TRAC Incorporated	Y1641335
Transition 2010 Incorporated	Y3028144
June Meals On Wheels Association Inc	Y1193824

COLIN CROSSLAND,  
General Manager,  
Registry of Co-operatives and Associations,  
Office of Fair Trading,  
Department of Commerce  
26 August 2004

### CHARITABLE TRUSTS ACT 1993

Notice Under Section 15

Proposed Cy-pres Scheme Relating to the Will of  
the Late Lawrence Bernard Feeney

BY his Will dated 17 February 1998, Lawrence Bernard FEENEY made a gift 'To the De La Salle Brothers, Dubbo, the sum of \$20,000'. The Testator died on 14 April 2002. De La Salle Brothers no longer have a presence in Dubbo and ceased to exist before the Testator's death. There are no other Catholic teaching orders with a presence in Dubbo.

Section 9 (1) of the Charitable Trusts Act 1993, permits the application of property cy-pres where the spirit of the original trust can no longer be implemented.

The Solicitor General, under delegation from the Attorney General in and for the State of New South Wales, has formed the view that the organisation De La Salle brothers is a charitable organisation and that the Testator had a general charitable intention when making the gift to De La Salle Brothers, Dubbo, and that the gift in the will created a valid charitable trust, which has failed, making a cy-pres scheme necessary.

The De La Salle organisation has advised that it is an unincorporated body and that any donations made to any of its branches are held by the Trustees of the De La Salle Brothers (which is a body corporate under the Roman Catholic Church Communities Lands Act 1942).

The Solicitor General has determined that it is appropriate in this matter for a cy-pres scheme to be ordered pursuant to section 12 (1) (a) of the Charitable Trusts Act 1993, to apply the gift of the late Bernard Lawrence FEENEY to 'De La Salle Brothers Dubbo' in favour of the Trustees of the De La Salle Brothers.

Take note that within one month after the publication of this notice any person may make representations or suggestions to the Attorney General in respect of the proposed scheme.

A copy of the proposed scheme may be inspected, by appointment, during business hours at Level 9, Goodsell Building, 8-12 Chifley Square, Sydney. Please telephone (02) 9228 8102 for an appointment.

LAURIE GLANFIELD,  
Director General,  
Attorney General's Department

### CONTAMINATED LAND MANAGEMENT ACT 1997

Environment Protection Authority

Declaration of remediation site  
(Section 21 of the Contaminated Land  
Management Act 1997)

Declaration Number 21064; Area Number 3187.

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”)**

Those parts of the following properties, located in the Local Government Area of Boorowa, impacted by separate phase and/or dissolved phase hydrocarbon contaminated groundwater:

- 63-65 Marsden Street, Boorowa (a service station site), comprising Lot 1, Deposited Plan 229378 and Lot 1, Deposited Plan 1007310; and
- 67-69 Marsden Street, Boorowa (a residential property), being Lot B, Deposited Plan 162893,

as indicated on the diagram of the site layout plan prepared by URS Australia Pty Ltd and dated 13 November 2003, which is available for inspection at the offices of the Department of 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”):

- separate phase hydrocarbons; and
- polycyclic aromatic hydrocarbons.

**3. Nature of harm that the contaminants may cause:**

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 :

- Groundwater is impacted by separate phase hydrocarbons at the service station site and impacted groundwater has migrated into the adjoining residential property and may continue to migrate offsite if left unchecked; and
- There are potential human exposures to the hydrocarbon contamination in the event that contaminated groundwater re-enters the basement of the residential property or by such activities as excavating into the contaminated groundwater.

**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 24 September 2004.

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

Dated: 30 August 2004.

**NOTE:****Remediation order may follow**

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

**Variation/Revocation**

This declaration 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.

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**CONTAMINATED LAND MANAGEMENT  
ACT 1997**

Declaration of Remediation Site  
(Section 21, Contaminated Land  
Management Act 1997)

Declaration Number 21067

THE 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”):**

Lot 4 in Deposited Plan 14834, which is the service station site at 754 Botany Road (corner of Botany Road and Hughes Avenue) Mascot and impacted areas at Burch Lane, in the local government area of Botany Bay City Council.

A map of the site is available for inspection at the offices of the Department of Environment and Conservation located at Level 15, 59-61 Goulburn Street, Sydney.

**2. Nature of the substance causing the contamination:**

Total petroleum hydrocarbons (TPH) in the fractions C<sub>6</sub> C<sub>9</sub> (including benzene, toluene, ethylbenzene and xylene).

**3. Nature of harm that the substance may cause:**

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

In particular, the EPA has found that:

1. significant petroleum hydrocarbon contamination including separate phase petroleum hydrocarbon is present in the groundwater on the site;
2. dissolved phase petroleum hydrocarbon contamination extends beyond the western site boundary under Burch Lane; and
3. potential health risks exist for on-site and off-site workers who have direct contact (ingestion or dermal contact) with contaminated soil and groundwater.

#### 4. Further action under the Act

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

#### 5. Submissions invited

The EPA advises that 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,  
Environment Protection Authority  
(by delegation)

Dated: 31 August 2004.

#### NOTE:

##### Remediation order may follow

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

##### Variation/Revocation

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

##### Information recorded by the EPA

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

##### Information recorded by councils

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

#### ELECTRICITY SUPPLY ACT 2002

Independent Pricing and Regulatory Tribunal of  
New South Wales

Penalty for Failing to Comply with the Greenhouse  
Gas Benchmark for 2005 (Ref: 02/371)

THE Tribunal wishes to advise that in accordance with section 97CA of the Electricity Supply Act 2002, the penalty for a benchmark participant who fails to comply with the participant's greenhouse gas benchmark for reduction of greenhouse gas emissions has been reviewed.

The amount of the penalty for 2005 is unchanged at \$10.50 per tonne of carbon dioxide equivalent of greenhouse gas.

Inquiries to Mr Gary Drysdale (02) 9290 8477.

JAMES COX,  
Acting Chairman

Level 2, 44 Market Street  
SYDNEY NSW 2000  
PO Box Q290  
QVB Post Office  
SYDNEY NSW 1230  
6 September 2004

#### FAIR TRADING ACT 1987

Section 28 (1)

Referral to the Products Safety Committee

The Products Safety Committee  
C/- The Office of Fair Trading  
Enterprise House  
1 Fitzwilliam Street,  
Parramatta NSW 2150

PURSUANT to section 28 (1) of the Fair Trading Act 1987 ("the Act"), I, Reba Meagher, Minister for Fair Trading, hereby refer to the Products Safety Committee ("the Committee") for its consideration in respect of goods of the kind specified in Schedule 1, the question specified in section 28(1) of the Act which is set out in Schedule 2.

Dated this 31st day of August 2004.

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

##### Interpretation

In this Instrument "portable soccer goals" means soccer goals which are designed to be temporary structures and to be transported (whether in one piece or after disassembly).

This definition excludes soccer goals which are secured in position solely or principally by the goalposts being inserted into the ground.

## SCHEDULE 1

Portable soccer goals

## SCHEDULE 2

Whether the supply of the goods should:

- (a) because they are dangerous, or are a possible source of danger, be prohibited; or
- (b) be allowed only subject to conditions or restrictions to be specified by the Committee.

Sydney, 3 September 2004

**FORESTRY ACT 1916 – REVOCATION OF DEDICATION**

IN pursuance of section 19B of the Forestry Act 1916, I, IAN MICHAEL MACDONALD, M.L.C., Minister for Primary Industries, being the Minister of the Crown charged with the administration of the Forestry Act 1916, having considered a report from the Forestry Commission of NSW and being of the opinion that the hereinafter described land should be made available for the purpose of URBAN SERVICES which is a public purpose within the meaning of section 87 of the Crown Lands Act 1989, DO HEREBY revoke the dedication of the hereinafter described land.

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

Eastern Division

*Land District – Taree;*  
*Council Area – Greater Taree City;*  
*Mid North Coast Forestry Region.*

The part of Cooperook State Forest No. 52, dedicated 21 January, 1914, being also part of Manning River District National Forest No. 1 declared 31 January 1936, in the Parish of Lansdowne, County of Macquarie, being the land within Lot 1 in Deposited Plan 1066819, having an area of about 1.683 hectares. (53059)

**GEOGRAPHICAL NAMES ACT 1966**

PURSUANT to the provisions of section 8 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it proposes to assign the names listed hereunder as geographical names.

Any person wishing to make comment upon these proposals may within one (1) month of the date of this notice, write to the Secretary of the Board with that comment.

Proposed Name: Roy Baker Walkway.  
Designation: Track.  
L.G.A.: Wingecarribee Shire Council.  
Parish: Bong Bong.  
County: Camden.  
L.P.I. Map: Moss Vale.  
1:100,000 Map: Moss Vale 8928.  
Reference: GNB 5018.

Proposed Name: George Edmunds Reserve.  
Designation: Reserve.  
L.G.A.: Bellingen Shire Council.  
Parish: North Bellingen.  
County: Raleigh.  
L.P.I. Map: Bellingen.  
1:100,000 Map: Dorrigo 9437.  
Reference: GNB 5013.

Proposed Name: Lemming Corner.  
Designation: Rural Place.  
L.G.A.: Cessnock City Council.  
Parish: Blaxland.  
County: Northumberland.  
L.P.I. Map: Murrays Run.  
1:100,000 Map: Gosford 9131.  
Reference: GNB 5011.

Proposed Name: Paul Bland Reserve.  
Designation: Reserve.  
L.G.A.: Shoalhaven City Council.  
Parish: Bherwerre.  
County: St Vincent.  
L.P.I. Map: Huskisson.  
1:100,000 Map: Jervis Bay 9027.  
Reference: GNB 5012.

Proposed Name: Brian King Park.  
Designation: Reserve.  
L.G.A.: Penrith City Council.  
Parish: Rooty Hill.  
County: Cumberland.  
L.P.I. Map: Prospect.  
1:100,000 Map: Penrith 9030.  
Reference: GNB 5016.

Proposed Name: Rowswell Playground.  
Designation: Reserve.  
L.G.A.: Marrickville Council.  
Parish: Petersham.  
County: Cumberland.  
L.P.I. Map: Botany Bay.  
1:100,000 Map: Sydney 9130.  
Reference: GNB 5017.

Proposed Name: Eric Evans Park.  
Designation: Reserve.  
L.G.A.: Ku-ring-gai Council.  
Parish: Gordon.  
County: Cumberland.  
L.P.I. Map: Hornsby.  
1:100,000 Map: Sydney 9130.  
Reference: GNB 5010.

Proposed Name: Green Toad Tea Garden.  
Designation: Reserve.  
L.G.A.: Ku-ring-gai Council.  
Parish: Gordon.  
County: Cumberland.  
L.P.I. Map: Hornsby.  
1:100,000 Map: Sydney 9130.  
Reference: GNB 5010.

Proposed Name: Mashmans Quarry Reserve.  
 Designation: Reserve.  
 L.G.A.: Ku-ring-gai Council.  
 Parish: Gordon.  
 County: Cumberland.  
 L.P.I. Map: Hornsby.  
 1:100,000 Map: Sydney 9130.  
 Reference: GNB 5010.

Proposed Name: Goochs Crater.  
 Designation: Amphitheatre.  
 L.G.A.: Lithgow City Council.  
 Parish: Clwdd.  
 County: Cook.  
 L.P.I. Map: Wollangambe.  
 1:100,000 Map: Wallerawang 8931.  
 Reference: GNB 5002.

Proposed Name: Mullumbimby War Memorial Park.  
 Designation: Reserve.  
 L.G.A.: Byron Shire Council.  
 Parish: Brunswick.  
 County: Rous.  
 L.P.I. Map: Huonbrook.  
 1:100,000 Map: Lismore 9540.  
 Reference: GNB 5007.

The position and the extent for these features are recorded and shown within the Geographical Names Register of New South Wales. This information can be accessed through the Board's Web Site at [www.gnb.nsw.gov.au](http://www.gnb.nsw.gov.au)

WARWICK WATKINS,  
 Chairperson

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

#### HERITAGE ACT 1977

Direction Pursuant to Section 34 (1) (a) to List an Item on the State Heritage Register

St Andrew's Anglican Cathedral and Chapter House, 1440 George Street, Sydney  
 SHR No. 1708

IN pursuance of section 34 (1) (a) of the Heritage Act 1977, I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), having considered a recommendation of the Heritage Council of New South Wales, direct the Council to list the item of environmental heritage specified in Schedule A on the State Heritage Register. This listing shall apply to the curtilage or site of the item, being the land described in Schedule B.

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

Sydney, 23rd day of August 2004.

#### SCHEDULE A

The item known as St Andrew's Anglican Cathedral and Chapter House, 1440 George Street, Sydney situated on the land described in Schedule B.

#### SCHEDULE B

All those pieces or parcels of land known as Lot 5, DP 785173 in Parish of St Andrew, County of Cumberland shown on the following plans catalogued in the office of the Heritage Council of New South Wales.

#### HERITAGE ACT 1977

Direction Pursuant to Section 34 (1) (a) to List an Item on the State Heritage Register

St Mary's Catholic Cathedral and Chapter House,  
 College Street, Sydney  
 SHR No. 1709

IN pursuance of section 34 (1) (a) of the Heritage Act 1977, I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), having considered a recommendation of the Heritage Council of New South Wales, direct the Council to list the item of environmental heritage specified in Schedule A on the State Heritage Register. This listing shall apply to the curtilage or site of the item, being the land described in Schedule B. The listing is subject to the exemptions from approval under Section 57 (2) of the Heritage Act 1977, described in Schedule C and in addition to the standard exemptions.

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

Sydney, 23rd day of August 2004.

#### SCHEDULE A

The item known as St Mary's Catholic Cathedral and Chapter House, College Street, Sydney situated on the land described in Schedule B.

#### SCHEDULE B

All those pieces or parcels of land known as Part Lot 1, DP 119119, Part Lot 1001, DP 131260, Part Lot 1, DP 782462, Part Lot 2, DP 782462, and Part Lot 3, DP 782462 in Parish of St James, County of Cumberland shown on the following plans catalogued in the office of the Heritage Council of New South Wales.

Cathedral: is the building itself and the hatched area in the immediate proximity as shown on the attached plans THFS 01A and THFS 02A by Michael Fox Associates dated Nov 1996.

Chapter House: is the hatched area limited to the envelope of the building itself as shown on the attached plan Drawing No 03A.



## SCHEDULE C

## Component of heritage item – All

Exempt activities		Exemption Type
1	Continuing <b>maintenance, cleaning and repairs</b> of existing fabric and structures, such as stonework and roof slates, where such activities are in accordance with the conservation policies 1.11- 7.10 of the CMP and the Standard Exemptions.	Standard Exemptions 1 and 2
2	All activities for temporary <b>change of use</b> where such activities do not alter existing fabric or the setting of the heritage item, and are in accordance with the conservation policies 1.11- 7.10 of the CMP, such as temporary exhibitions and concerts.	Site specific
3	<b>Minor activities</b> with no adverse impact on heritage significance or significant fabric, where the written endorsement of the Director has been obtained prior to works commencing, and where such activities are in accordance with the Standard Exemptions and conservation policies 1.11- 7.10 of the CMP.	Standard Exemptions 7 and 8
4	Activities for installing and replacing <b>interpretative</b> signage, internally and externally, to provide information on the heritage significance of the item, where such signage is sympathetic with the materials and spaces of the heritage item, is free-standing or is fixed into mortar joints with a minimum number of fixtures, and is in accordance with the conservation policies 1.11- 7.10 of the CMP.	Site specific

## Component of heritage item – site features

5	All activities for <b>gardening</b> of existing garden beds where these activities do not impact on or damage existing built structures, such as retaining walls and fences, do not damage trees planted before 1940, and are in accordance with the conservation policies 1.11- 7.10 of the CMP.	Site specific
6	Activities for installing and replacing <b>external lighting</b> where these activities do not impact on heritage fabric, fixtures and fittings, are sympathetic to the heritage item, and are in accordance with the conservation policies 1.11- 7.10 of the CMP.	Site specific
7	Activities for installing and replacing <b>external signage</b> where these signs do not impact on heritage fabric, are sympathetic to the heritage item, and are in accordance with the conservation policies 1.11- 7.10 of the CMP.	Site specific

## Component of heritage item – Cathedral and Chapter House

8	Activities for installing and replacing building <b>electrical and lighting services</b> where such activities are sympathetic to and minimise alterations to heritage fabric and spaces, and are in accordance with the conservation policies 1.11- 7.10 of the CMP.	Site specific
9	All activities for maintaining and altering the <b>stormwater disposal system</b> , such as guttering and downpipes, where such activities do not damage, are sympathetic to and minimise alterations to heritage fabric and spaces, and are in accordance with the conservation policies 1.11- 7.10 of the CMP.	Site specific
10	<b>Structural reinforcement</b> of existing building fabric where these activities are sympathetic to and minimise alterations to heritage fabric and spaces, and are in accordance with the conservation policies 1.11- 7.10 of the CMP.	Site specific
11	All activities for <b>new burials</b> in the Cathedral crypt where these activities minimise alterations to heritage fabric, do not permanently remove heritage fabric, disturb human remains or archaeological relics, and are in accordance with the conservation policies 1.11- 7.10 of the CMP.	Site specific
12	Removal of <b>timber screens</b> inside western and southern entries of the Cathedral, as marked on Plan DE01 “Design Changes” dated 7/6/1994 in the CMP, where such activities are in accordance with the conservation policies 1.11- 7.10 of the CMP.	Site specific
13	Removal of <b>bookshop</b> in south-western porch area of the Cathedral, as marked on Plan DE01 “Design Changes” dated 7/6/1994 in the CMP, where such activities do not impact on heritage fabric, and are in accordance with the conservation policies 1.11- 7.10 of the CMP.	Site specific
14	Removal of <b>concrete pedestrian bridge</b> between the Cathedral and Cathedral House where such activities are in accordance with the conservation policies 1.11- 7.10 of the CMP.	Site specific
15	Removal of <b>concrete stairs</b> to the south of remains of Old St Mary’s, where such activities do not disturb land and are in accordance with the conservation policies 1.11- 7.10 of the CMP.	Site specific
16	Removal of <b>concrete apron</b> to the perimeter of Chapter House, where such activities are in accordance with the conservation policies 1.11- 7.10 of the CMP.	Site specific

**HERITAGE ACT 1977**

Direction Pursuant to Section 34 (1) (a) to List an Item on the State Heritage Register

St James' Anglican Church,  
173 King Street, Sydney  
SHR No 1703

IN pursuance of section 34 (1) (a) of the Heritage Act 1977, I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), having considered a recommendation of the Heritage Council of New South Wales, direct the Council to list the item of environmental heritage specified in Schedule A on the State Heritage Register. This listing shall apply to the curtilage or site of the item, being the land described in Schedule B.

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

Sydney, 23rd day of August 2004.

**SCHEDULE A**

The item known as St James' Anglican Church, 173 King Street, Sydney situated on the land described in Schedule B.

**SCHEDULE B**

All those pieces or parcels of land known as Lot 1, DP 1022557 in Parish of St James, County of Cumberland shown on the plan catalogued HC 1959 in the office of the Heritage Council of New South Wales.

**HERITAGE ACT 1977**

Direction Pursuant to Section 34 (1) (a) to List an Item on the State Heritage Register

St Stephen's Uniting Church,  
197 Macquarie Street, Sydney  
SHR No 1704

IN pursuance of section 34 (1) (a) of the Heritage Act 1977, I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), having considered a recommendation of the Heritage Council of New South Wales, direct the Council to list the item of environmental heritage specified in Schedule A on the State Heritage Register. This listing shall apply to the curtilage or site of the item, being the land described in Schedule B.

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

Sydney, 23rd day of August 2004.

**SCHEDULE A**

The item known as St Stephen's Uniting Church, 197 Macquarie Street, Sydney situated on the land described in Schedule B.

**SCHEDULE B**

All those pieces or parcels of land known as Lot 1, DP 185400 in Parish of St James, County of Cumberland shown on the plan catalogued HC 1960 in the office of the Heritage Council of New South Wales.

**LOCAL GOVERNMENT ACT 1993**

Barraba Water Supply Augmentation

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Barraba Water Supply Augmentation Scheme are vested in Tamworth Regional Council.

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

**SCHEDULE**

Works of water supply for the town of Barraba comprising water treatment plant and all works incidental thereto.

DoC Reference: W495.

**LOCAL GOVERNMENT ACT 1993**

Tamworth Water Supply Augmentation  
Stages 2A and 2B

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Tamworth Water Supply Augmentation Stages 2A and 2B Scheme are vested in Tamworth Regional Council.

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

**SCHEDULE**

Works of water supply for the town of Tamworth comprising One Tree Hill high level zone pumping station, reticulation modifications, augmentation of Peel River intake and pumping station, duplication of rising main, augmentation of treatment plant, telemetry, distribution main from One Tree Hill to Westdale and all works incidental thereto.

DoC Reference: W425.

**LOCAL GOVERNMENT ACT 1993**

Ocean Shores Sewerage Augmentation

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Ocean Shores Sewerage Augmentation Scheme are vested in Byron Shire Council.

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

**SCHEDULE**

Works of sewerage for the town of Ocean Shores comprising the upgrading of Ocean Shores Sewerage Treatment Works and all works incidental thereto.

DoC Reference: S947.

**LOCAL GOVERNMENT ACT 1993**

## Scone/Aberdeen Water Supply

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Scone/Aberdeen Water Supply Scheme are vested in Upper Hunter Shire Council.

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

## SCHEDULE

Works of water supply for the town of Scone comprising two reservoirs, rising main to Satur Reservoir, telemetry system and all works incidental thereto.

DoC Reference: W593.

**LOCAL GOVERNMENT ACT 1993**

## Scone Water Supply Augmentation

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Scone Water Supply Augmentation Scheme are vested in Upper Hunter Shire Council.

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

## SCHEDULE

Works of water supply for the town of Scone comprising 4ML service reservoir, distribution mains, river intake works, pumping stations and all works incidental thereto.

DoC Reference: W355.

**LOCAL GOVERNMENT ACT 1993**

## Rylstone Water Supply – Telemetry Study

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Rylstone Water Supply – Telemetry Study Scheme are vested in Rylstone Shire Council.

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

## SCHEDULE

Works of water supply for the town of Rylstone comprising water supply and dam flood warning system and all works incidental thereto.

DoC Reference: W632.

**LOCAL GOVERNMENT ACT 1993**

## Paterson/Martins Creek Water Supply

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Paterson/Martins Creek Water Supply Scheme are vested in Dungog Shire Council.

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

## SCHEDULE

Works of water supply for the towns of Paterson and Martins Creek comprising pumping station, reservoirs, trunk mains, reticulation, service connections and all works incidental thereto.

DoC Reference: W287.

**LOCAL GOVERNMENT ACT 1993**

## Lake Cathie/Bonny Hills Sewerage

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Lake Cathie/Bonny Hills Sewerage Scheme are vested in Hastings Council.

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

## SCHEDULE

Works of sewerage for the towns of Lake Cathie and Bonny Hills comprising treatment works, pumping stations, gravity mains, rising mains, telemetry system and all works incidental thereto.

DoC Reference: S721.

**LOCAL GOVERNMENT ACT 1993**

## West Kempsey Sewerage – Effluent Pipeline

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of West Kempsey Sewerage – Effluent Pipeline Scheme are vested in Kempsey Shire Council.

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

## SCHEDULE

Works of sewerage for the Shire of Kempsey known as West Kempsey Sewage Effluent Pipeline and all works incidental thereto.

DoC Reference: S137.

**LOCAL GOVERNMENT ACT 1993**

## Lismore Sewerage Augmentation

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Lismore Sewerage Augmentation Scheme are vested in Lismore City Council.

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

## SCHEDULE

Works of sewerage for the town of Lismore comprising augmentation of East and South Lismore Sewerage Treatment Plants, upgrading of nine pumping stations, overflow structures, upgrade of trunk sewers and rising mains, telemetry and all works incidental thereto.

DoC Reference: S848.

**LOCAL GOVERNMENT ACT 1993**

## Cobar Shire Council Water Supply

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Cobar Shire Council Water Supply Scheme are vested in Cobar Shire Council.

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

## SCHEDULE

Works of water supply for the town of Cobar comprising filtration plant, reservoir, gravity main to existing reticulation system, reticulation improvements, service connections and all works incidental thereto.

DoC Reference: W218.

**LOCAL GOVERNMENT ACT 1993**

## Cobar Town Water Supply Augmentation

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Cobar Town Water Supply Augmentation Scheme are vested in Cobar Shire Council.

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

## SCHEDULE

Works of water supply for the town of Cobar comprising augmentation of water treatment plant, trunk and reticulation mains, new reservoir, additional modifications to treatment plant and all works incidental thereto.

DoC Reference: W251.

**LOCAL GOVERNMENT ACT 1993**

## Tumbulgum Sewerage Effluent Re-Use

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Tumbulgum Sewerage Effluent Re-Use Scheme are vested in Tweed Shire Council.

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

## SCHEDULE

Works of sewerage for the town of Tumbulgum comprising an effluent re-use system including pipework, travelling irrigator and all works incidental thereto.

DoC Reference: S201.

**LOCAL GOVERNMENT ACT 1993**

## Nimbin Sewerage

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Nimbin Sewerage Scheme are vested in Lismore City Council.

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

## SCHEDULE

Works of sewerage for the town of Nimbin comprising reticulation, rising mains, pumping stations, sewerage treatment works, telemetry and all works incidental thereto.

DoC Reference: S834.

**LOCAL GOVERNMENT ACT 1993**

## Griffith Sewerage Augmentation

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Griffith Sewerage Augmentation Scheme are vested in Griffith City Council.

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

## SCHEDULE

Works of sewerage for the City of Griffith comprising treatment plant urgent works, reticulation and rising mains at Hanwood, Beelbanger and Bilbul, pumping stations at Hanwood, Beelbanger and Bilbul, treatment works Bilbul, treatment works augmentation at Griffith, Pumping Station Numbers 2, 3 and 4 augmentation at Griffith, rising and gravity mains augmentation at Griffith, telemetry, odour control facilities, occupation, health and safety remedial works and all works incidental thereto.

DoC Reference: S823.

**LOCAL GOVERNMENT ACT 1993**

## Parkes Peko Water Supply

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Parkes Peko Water Supply Scheme are vested in Parkes Shire Council.

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

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**SCHEDULE**

Works of water supply for the Shire of Parkes comprising a pipeline from Parkes to gold mine at Goonumbla, duplication of pipeline from the borefield near Forbes to Parkes, two new bores, pumping stations, booster pumps, reservoirs and associated telemetry system and all works incidental thereto.

DoC Reference: W604.

**LOCAL GOVERNMENT ACT 1993**

## Broadwater Water Supply

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Broadwater Water Supply Scheme are vested in Richmond Valley Council.

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

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**SCHEDULE**

Works of water supply for the town of Broadwater comprising a 0.6ML service reservoir and all works incidental thereto.

DoC Reference: W636.

**LOCAL GOVERNMENT ACT 1993**

## Rileys Hill Sewerage

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Rileys Hill Sewerage Scheme are vested in Richmond Valley Council.

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

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**SCHEDULE**

Works of sewerage for the town of Rileys Hill comprising rising mains, pumping stations, treatment works, effluent disposal system and all works incidental thereto.

DoC Reference: S980.

**LOCAL GOVERNMENT ACT 1993**

## Richmond River Shire Council Telemetry

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Richmond River Shire Council Telemetry Scheme are vested in Richmond Valley Council.

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

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**SCHEDULE**

Works of sewerage for the town of Rileys Hill comprising rising mains, pumping stations, treatment works, effluent disposal system and all works incidental thereto.

DoC Reference: W724.

**LOCAL GOVERNMENT ACT 1993**

## Nimbin Water Supply Augmentation

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Nimbin Water Supply Augmentation Scheme are vested in Lismore City Council.

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

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**SCHEDULE**

Works of water supply for the town of Nimbin comprising 25ML in-ground storage, pipelines, disinfection system, pumping station, telemetry and all works incidental thereto.

DoC Reference: W481.

**LOCAL GOVERNMENT ACT 1993**

## Orange Sewerage Augmentation

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Orange Sewerage Augmentation Scheme are vested in Orange City Council.

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

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**SCHEDULE**

Works of sewerage for the city of Orange comprising of nutrient removal facilities at Orange Sewerage Treatment Plant, new inlet step screens and extension of control building and all works incidental thereto.

DoC Reference: S951.

**LOCAL GOVERNMENT ACT 1993**Rocky Creek Water Supply Augmentation  
Nightcap Filtration Plant

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Rocky Creek Water Supply Augmentation – Nightcap Filtration Plant Scheme are vested in Rous County Council.

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

**SCHEDULE**

Works of water supply for the town of Rocky Creek comprising filtration plant and associated works, intake pumping station, Nightcap Water Filtration Plant, clear water reservoir, Dunoon Pumping Station, pipelines, sludge lagoons, access road and all works incidental thereto.

DoC Reference: W450.

**LOCAL GOVERNMENT ACT 1993**

## Buronga Gol Gol Sewerage Augmentation

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Buronga Gol Gol Sewerage Augmentation Scheme are vested in Wentworth Shire Council.

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

**SCHEDULE**

Works of sewerage for the towns of Buronga and Gol Gol comprising sewerage treatment works, pumping stations, reticulation, rising mains and all works incidental thereto.

DoC Reference: S802.

**LOCAL GOVERNMENT ACT 1993**

## Euston Sewerage

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Euston Sewerage Scheme are vested in Balranald Shire Council.

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

**SCHEDULE**

Works of sewerage for the town of Euston comprising reticulation rising mains, pumping stations, treatment works and all works incidental thereto.

DoC Reference: S870.

**LOCAL GOVERNMENT ACT 1993**

## Buronga/Gol Gol/Dareton Water Supply

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Buronga/Gol Gol/Dareton Water Supply Scheme are vested in Wentworth Shire Council.

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

**SCHEDULE**

Works of water supply for the towns of Buronga, Gol Gol and Dareton comprising treatment plant, intake and booster pumping stations, reticulation, rising and trunk mains, two reservoirs, telemetry and all works incidental thereto.

DoC Reference: W463.

**LOCAL GOVERNMENT ACT 1993**

## Kyogle Water Supply Augmentation – Mount Street Reservoir

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Kyogle Water Supply Augmentation – Mount Street Reservoir Scheme are vested in Kyogle Council.

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

**SCHEDULE**

Works of water supply for the town of Kyogle known as W747 Kyogle Water Supply Augmentation Mount Street Reservoir and all works incidental thereto.

DoC Reference: W747.

**LOCAL GOVERNMENT ACT 1993**

## Kyogle Sewerage Augmentation

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Kyogle Sewerage Augmentation Scheme are vested in Kyogle Council.

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

**SCHEDULE**

Works of sewerage for the town of Kyogle comprising rising mains, pumping stations, treatment works modifications and phosphorous removal facilities and all works incidental thereto.

DoC Reference: S769.

**LOCAL GOVERNMENT ACT 1993**

## Jindabyne Sewerage Augmentation Stage 2

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Jindabyne Sewerage Augmentation Stage 2 Scheme are vested in Snowy River Shire Council.

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

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**SCHEDULE**

Works of sewerage for the town of Jindabyne comprising new 8,000 EP treatment works, pumping stations, rising and trunk mains, reticulation improvements and all works incidental thereto.

DoC Reference: S696.

**LOCAL GOVERNMENT ACT 1993**

## Jindabyne Sewerage Augmentation Stage 3

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Jindabyne Sewerage Augmentation Stage 3 Scheme are vested in Snowy River Shire Council.

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

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**SCHEDULE**

Works of sewerage for the town of Jindabyne comprising upgrading of treatment works and all works incidental thereto.

DoC Reference: S120.

**LOCAL GOVERNMENT ACT 1993**

## Nimmitabel Water Supply Augmentation

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Nimmitabel Water Supply Augmentation Scheme are vested in Cooma Monaro Council.

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

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**SCHEDULE**

Works of sewerage for the town of Nimmitabel comprising the upgrading of the river intake, development of a bore water supply, pipelines, town water pump chlorinator building, water meters, telemetry and all works incidental thereto.

DoC Reference: W455.

**LOCAL GOVERNMENT ACT 1993**

## Berridale/East Jindabyne Water Supply

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Berridale/East Jindabyne Water Supply Scheme are vested in Snowy River Shire Council.

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

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**SCHEDULE**

Works of water supply known as W710 Berridale/East Jindabyne Water Supply and all works incidental thereto.

DoC Reference: W710.

**LOCAL GOVERNMENT ACT 1993**

## Warren Water Supply Augmentation

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Warren Water Supply Augmentation Scheme are vested in Warren Shire Council.

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

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**SCHEDULE**

Works of water supply for the town of Warren comprising two 2.5ML reservoirs and associated works, pumping station, Bore No. 6 and upgrades of potable and non-potable water lines and all works incidental thereto.

DoC Reference: W472.

**LOCAL GOVERNMENT ACT 1993**

## Tantawanglo Water Supply Augmentation Stage 4B

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Tantawanglo Water Supply Augmentation Stage 4B Scheme are vested in Bega Valley Shire Council.

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

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**SCHEDULE**

Works of water supply for the town of Tantawanglo comprising South Bega Reservoir and all works incidental thereto.

DoC Reference: W545.

**LOCAL GOVERNMENT ACT 1993**

## Merimbula Sewerage Augmentation Stage 2

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Merimbula Sewerage Augmentation Stage 2 Scheme are vested in Bega Valley Shire Council.

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

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**SCHEDULE**

Works of sewerage for the town of Merimbula comprising trunk main and all works incidental thereto.

DoC Reference: S992.

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**LOCAL GOVERNMENT ACT 1993**

## Ganmain Sewerage

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Ganmain Sewerage Scheme are vested in Coolamon Shire Council.

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

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**SCHEDULE**

Works of sewerage for the town of Ganmain comprising reticulation works, treatment plant and all works incidental thereto.

DoC Reference: S123.

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**LOCAL GOVERNMENT ACT 1993**

## Port Macquarie Sewerage Augmentation

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Port Macquarie Sewerage Augmentation Scheme are vested in Hastings Council.

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

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**SCHEDULE**

Works of sewerage for the town of Port Macquarie comprising treatment unit plus ancillary works at the existing Lake Road Treatment Works, treatment unit plus ancillary works at the existing Lighthouse Beach Treatment Works, upgrade reticulation, pumping stations, rising mains, effluent ultra-violet disinfection system, telemetry system, supplementary Lighthouse Beach aeration system and all works incidental thereto.

DoC Reference: S753.

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**LOCAL GOVERNMENT ACT 1993**

## Tea Gardens/Hawks Nest Sewerage Augmentation Stage 1

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Tea Gardens/Hawks Nest Sewerage Augmentation Stage 1 Scheme are vested in MidCoast County Council.

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

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**SCHEDULE**

Works of sewerage for the towns of Tea Gardens and Hawks Nest comprising treatment plant, telemetry and all works incidental thereto.

DoC Reference: S875.

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**LOCAL GOVERNMENT ACT 1993**

## Stroud Water Supply Augmentation

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Stroud Water Supply Augmentation Scheme are vested in MidCoast County Council.

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

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**SCHEDULE**

Works of water supply for the town of Stroud comprising reticulation improvements, reservoir, off-stream storage, rising main duplication, water treatment plant, river pumping station improvements, telemetry and all works incidental thereto.

DoC Reference: W525.

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**LOCAL GOVERNMENT ACT 1993**

## Bulahdelah Water Supply Augmentation Stage 2

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Bulahdelah Water Supply Augmentation Stage 2 Scheme are vested in MidCoast County Council.

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

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**SCHEDULE**

Works of water supply for the town of Bulahdelah comprising reservoir and all works incidental thereto.

DoC Reference: W623.

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**LOCAL GOVERNMENT ACT 1993**

## Hastings Point Sewerage

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Hastings Point Sewerage Scheme are vested in Tweed Shire Council.

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

## SCHEDULE

Works of sewerage for the town of Hastings Point comprising augmentation of existing sewerage treatment works and all works incidental thereto.

DoC Reference: S932.

**LOCAL GOVERNMENT ACT 1993**

## Tamworth Water Supply Augmentation Stage 2C

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Tamworth Water Supply Augmentation Stage 2C Scheme are vested in Tamworth Regional Council.

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

## SCHEDULE

Works of water supply for the town of Tamworth comprising reticulation, trunk mains, reservoir, pumping station and all works incidental thereto.

DoC Reference: W562.

**LOCAL GOVERNMENT ACT 1993**

## Forbes Sewerage Augmentation Stage 2

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Forbes Sewerage Augmentation Stage 2 Scheme are vested in Forbes Shire Council.

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

## SCHEDULE

Works of sewerage for the town of Forbes comprising rising mains and gravity sewers, upgrading of sewerage treatment plant and pumping stations, extension of reticulation sewers to Gloucester Street area, rising main across new Lauchlan River Bridge (Fitzgerald Bridge), upgrading of Pumping Station No. 10, alarm/flushing lights for one pumping station, telemetry system, safety works at sewerage treatment plant, pumping stations and water treatment plant and all works incidental thereto.

DoC Reference: S843.

**LOCAL GOVERNMENT ACT 1993**

## Lake Cathie/Bonny Hills Sewerage Augmentation

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Lake Cathie/Bonny Hills Sewerage Augmentation Scheme are vested in Hastings Council.

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

## SCHEDULE

Works of sewerage for the towns of Lake Cathie and Bonny Hills comprising a microfiltration system for effluent discharge from the treatment plant and all works incidental thereto.

DoC Reference: S101.

**LOCAL GOVERNMENT ACT 1993**

## Nambucca District Water Supply – Carbon Dioxide Plant

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Nambucca District Water Supply – Carbon Dioxide Plant Scheme are vested in Nambucca Shire Council.

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

## SCHEDULE

Works of water supply for the Nambucca District comprising carbon dioxide dosing facility and associated equipment at Council's Bowraville Water Supply Headworks and all works incidental thereto.

DoC Reference: W771.

**LOCAL GOVERNMENT ACT 1993**

## Moama Sewerage Augmentation

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Moama Sewerage Augmentation Scheme are vested in Murray Shire Council.

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

## SCHEDULE

Works of sewerage for the town of Moama comprising treatment works, pumping station, rising main and all works incidental thereto.

DoC Reference: S865.

**LOCAL GOVERNMENT ACT 1993**

## Crookwell Water Supply Augmentation Stage 1A

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Crookwell Water Supply Augmentation Stage 1A Scheme are vested in Upper Lachlan Council.

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

## SCHEDULE

Works of water supply for the town of Crookwell comprising two reservoirs, upgrading of telemetry, water treatment plant distribution and reticulation systems and all works incidental thereto.

DoC Reference: W316.

**LOCAL GOVERNMENT ACT 1993**

## Nambucca Heads Sewerage Augmentation

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Nambucca Heads Sewerage Augmentation Scheme are vested in Nambucca Shire Council.

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

## SCHEDULE

Works of sewerage for the town of Nambucca comprising two new pumping stations, gravity mains, rising mains, new sewer inlet works at Nambucca Treatment Sewerage Works and all works incidental thereto.

DoC Reference: S937.

**LOCAL GOVERNMENT ACT 1993**

## Scotts Head Sewerage

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Scotts Head Sewerage Scheme are vested in Nambucca Shire Council.

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

## SCHEDULE

Works of sewerage for the town of Scotts Head comprising new pumping station, refurbishment of an existing pumping station, gravity mains, rising mains and all works incidental thereto.

DoC Reference: S148.

**LOCAL GOVERNMENT ACT 1993**

## Uranquinty Water Supply Augmentation

THE Minister for Energy and Utilities of the State of New South Wales, declares that all right, title and interest in the works described in the Schedule hereto, which were constructed for the purpose of Uranquinty Water Supply Augmentation Scheme are vested in Riverina Water County Council.

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

## SCHEDULE

Works of water supply for the village of Uranquinty comprising reservoir, gravity main, telemetry and control equipment and all works incidental thereto.

DoC Reference: W655.

**LOCAL GOVERNMENT ACT 1993**

## Bathurst Water Supply Augmentation Stage 2E

## Ben Chifley Dam Upgrade

## Vesting of Land in Bathurst City Council

THE Minister for Energy and Utilities of the State of New South Wales, declares that the land described in the Schedule hereto, which was acquired for the purpose of the Bathurst Water Supply Augmentation Stage 2E – Ben Chifley Dam Upgrade Scheme is vested in Bathurst City Council.

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

## SCHEDULE

## Land

Lot 1 in Deposited Plan 1061929; Lot 2 in Deposited Plan 1061929; Lot 3 in Deposited Plan 1061929.

DoC Reference: 221.

**NATIONAL PARKS AND WILDLIFE ACT 1974**

Flaggy Creek and Tallawudjah Nature Reserves  
Flagstaff Memorial Nature Reserve  
Kings Plains National Park  
Towarri National Park and Wingen Maid and  
Cedar Brush Nature Reserves

## Plans of Management

A PLAN of management for Flaggy Creek and Tallawudjah Nature Reserves was adopted by the Minister for the Environment on 29 June 2004.

A plan of management for Flagstaff Memorial Nature Reserve was adopted by the Minister on 30 June 2004.

A plan of management for Kings Plains National Park was adopted by the Minister on 7 July 2004.

A plan of management for Towarri National Park and Wingen Maid and Cedar Brush Nature Reserves was adopted by the Minister on 20 July 2004.

Copies of the Flaggly Creek and Tallawudjah plan may be obtained from the NPWS Office at Level 3, 49 Victoria Street, Grafton, NSW 2460 (ph 6641 1500). Copies of the Flagstaff Memorial plan may be obtained from the NPWS Office at 7A Adelong Road, Tumut, NSW 2720 (ph 6947 7000). Copies of the Kings Plains plan may be obtained from the NPWS Office at 68 Church Street, Glen Innes, NSW 2370 (ph 7732 5133). Copies of the Towarri plan may be obtained from the NPWS Office at 137 Kelly Street, Scone, NSW 2337 (ph 6540 2300). The cost of the plans is \$8.50 each.

The plans are also available on the NPWS web site: [www.nationalparks.nsw.gov.au](http://www.nationalparks.nsw.gov.au).

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#### NATIONAL PARKS AND WILDLIFE ACT 1974

Gardens of Stone National Park  
Jingellic, Clarkes Hill and Bogandyera  
Nature Reserves

Draft Plans of Management

DRAFT plans of management for the above park and reserves have been prepared and are available free of charge from the following NPWS offices and on the NPWS website: [www.nationalparks.nsw.gov.au](http://www.nationalparks.nsw.gov.au).

The Gardens of Stone plan is available from the NPWS Visitors Centre, Govetts Leap Road, Blackheath (phone 4787 8877). Submissions on the plan must be received by The Planning Officer, Gardens of Stone National Park, PO Box 43, Blackheath, NSW 2785, by 20 December 2004.

The Jingellic, Clarkes Hill and Bogandyera plan is available from the NPWS Office, Scott Street, Khancoban (phone 6076 9373). The plan is also available for perusal at the Tumbarumba Visitor Information Centre, Corner Bridge Street and The Parade, Tumbarumba. Submissions must be received by The Area Manager, NPWS Upper Murray Area, PO Box 151, Khancoban, NSW 2642, by 20 December 2004.

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

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Department of Health, New South Wales.  
Sydney, Friday, 27 August 2004.

#### POISONS AND THERAPEUTIC GOODS ACT 1966

Order Under Clause 171 (1), Poisons and  
Therapeutic Goods Regulation 2002.

Withdrawal of Drug Authority

IN accordance with the provisions of Clause 171(1) of the Poisons and Therapeutic Goods Regulation 2002, an Order has been made on Dr Andrew TEMESVARY of 64 Umang Street, Tottenham 2873, prohibiting him, until further notice, as a medical practitioner from having possession of and supplying drugs of addiction as authorised by Clause 101

of the Regulation and issuing a prescription for a drug of addiction as authorised by Clause 76 of the Regulation.

This Order is to take effect on and from Tuesday, 31 August 2004.

ROBYN KRUK,  
Director-General

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Department of Health, New South Wales,  
Sydney, Monday 30 August 2004

#### POISONS AND THERAPEUTIC GOODS ACT 1966

Order under Clause 171 (1), Poisons and  
Therapeutic Goods Regulation 2002

Withdrawal of Drug Authority

IN accordance with the provisions of clause 171 (1) of the Poisons and Therapeutic Goods Regulation 2002 an order has been made on Adam John Birchnell of 41 Cupania Crescent, Garden Suburb, 2289 prohibiting him until further notice, as a pharmacist from supplying, or having possession of, or manufacturing drugs of addiction, or manufacturing any preparation, admixture or extract of a drug of addiction as authorised by clauses 101 and 102 of the Regulation.

This order is to take effect on and from Friday 3 September 2004.

ROBYN KRUK,  
Director-General

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Department of Health, New South Wales,  
Sydney, Monday 30 August 2004

#### POISONS AND THERAPEUTIC GOODS ACT 1966

Order under Clause 171 (1), Poisons and  
Therapeutic Goods Regulation 2002

Withdrawal of Drug Authority

IN accordance with the provisions of clause 171 (1) of the Poisons and Therapeutic Goods Regulation 2002 an order has been made on Graham Paul Greene, 42 Park Avenue, Ashfield 2131, prohibiting him until further notice, as a nurse from having possession of and supplying drugs of addiction as authorised by clauses 101 and 103 of the Regulation.

This order is to take effect on and from Friday 3 September 2004.

ROBYN KRUK,  
Director-General

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#### PUBLIC WORKS ACT 1912 LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Compulsory Acquisition

Moruya Heads Sewerage Augmentation

THE Minister for Energy and Utilities, with the approval of Her Excellency the Governor, declares that the land and interest in land described in the Schedule hereto, is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for a public work.

On publication of this notice in the *Government Gazette* the land and interest in land is vested in the Minister for

Energy and Utilities as Constructing Authority under section 4 of the Public Works Act 1912.

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

**SCHEDULE**

**Land**

Lot 1 in Deposited Plan 1052051.

**Interest In Land**

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

Deposited Plan 1052051 (SB55409) as: '(A) PROPOSED EASEMENT FOR SEWER PIPELINE 3 AND 5 WIDE', excluding Lot 182 in Deposited Plan 1017102.

DoC Reference: 209.

**RURAL FIRES ACT 1997**

**Local Bush Fire Danger Period Variation**

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:

Bankstown Local Government Area.

The Local Bush Fire Danger period has been extended for the period 1 September 2004 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**

**Local Bush Fire Danger Period Variation**

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:

Newcastle Local Government Area.

The Local Bush Fire Danger period has been extended for the period 1 September 2004 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**

**Local Bush Fire Danger Period Variation**

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:

Monaro Team Incorporating:

Bombala Local Government Area;  
Cooma Monaro Local Government Area;  
Snowy River Local Government Area.

The Local Bush Fire Danger period has been extended for the period 1 September 2004 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**

**Local Bush Fire Danger Period Variation**

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:

Cunningham Zone Incorporating:

Moree Council Local Government Area;  
Narrabri Council Local Government Area;  
Gwydir Council Local Government Area.

The Local Bush Fire Danger period has been extended for the period 1 September 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**

**Local Bush Fire Danger Period Variation**

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:

Lake George Zone Incorporating:

Greater Queanbeyan City Local Government Area;  
Eastern Capital City Regional Local Government Area.

The Local Bush Fire Danger period has been extended for the period 1 September 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

#### Local Bush Fire Danger Period Variation

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:

Ryde Local Government Area;  
Willoughby Local Government Area;  
Lane Cove Local Government Area;  
Hunters Hill Local Government Area.

The Local Bush Fire Danger period has been extended for the period 1 September 2004 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

#### Local Bush Fire Danger Period Variation

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:

Hurstville Local Government Area;  
Randwick Local Government Area;  
Kogarah Local Government Area.

The Local Bush Fire Danger period has been extended for the period 1 September 2004 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

#### Local Bush Fire Danger Period Variation

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:

Manly Local Government Area;  
Mosman Local Government Area.

The Local Bush Fire Danger period has been extended for the period 1 September 2004 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)

### TRANSPORT ADMINISTRATION ACT 1988

#### Schedule 6AA, Clause 6 (1)

#### NOTICE

#### Variation of NSW Rail Access Undertaking

PURSUANT to Schedule 6AA, clause (6) (1) of the Transport Administration Act 1988 (NSW), I, Michael Costa, Minister for Transport Services, give notice of my approval, with the concurrence of the Premier, of variations to the NSW Rail Access Undertaking as proposed by the Rail Infrastructure Corporation and Rail Corporation New South Wales.

Dated: 1 September 2004

MICHAEL COSTA,  
Minister for Transport Services

### TRANSPORT ADMINISTRATION ACT 1988

#### Section 3A

#### NOTICE

#### Replacement of Metropolitan Rail Area Map

PURSUANT to section 3A (2) of the Transport Administration Act 1988 (NSW) and with the prior written consent of the Australian Rail Track Corporation Ltd, I, Michael Costa, Minister for Transport Services, replace the metropolitan rail area map with the maps forming Appendix 1 with effect on and from the day this Notice is published in the Gazette for the following purposes:

- (a) to provide a more detailed description of the metropolitan rail area; and
- (b) to alter the boundaries of the metropolitan rail area for the purposes of the effective management of rail infrastructure facilities in the State of New South Wales.

Dated: 1 September 2004

MICHAEL COSTA,  
Minister for Transport Services

Appendix 1  
Metropolitan Rail Area Map



Transport Administration Act 1988

# New South Wales Rail Area Map

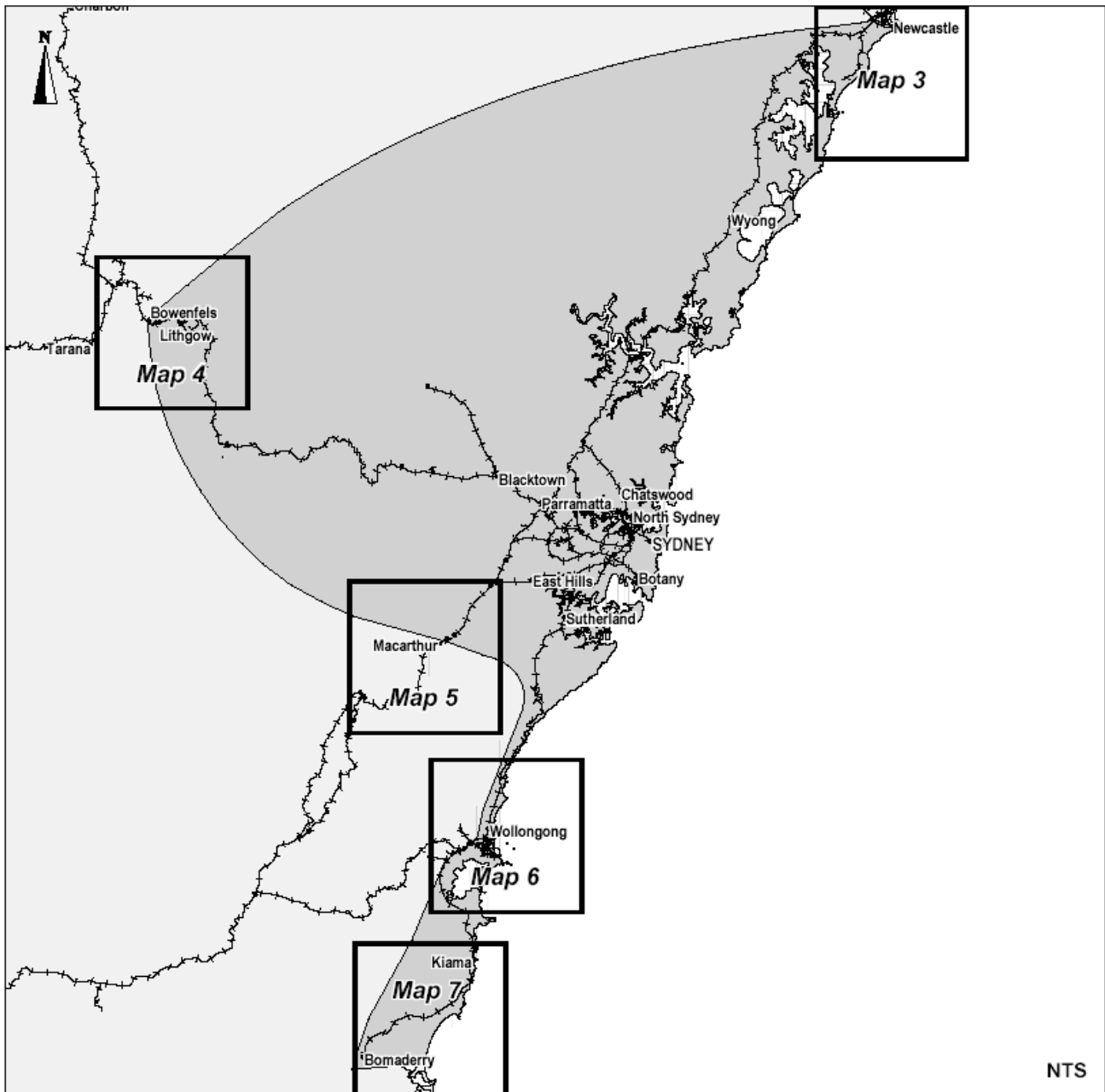
### Boundary Notations:

#### Legend:

- Metropolitan rail area
- Country rail area

Map: 1 of 7

Date: 30 August, 2004



Transport Administration Act 1988

## New South Wales Rail Area Map (key)

### Boundary Notations:

1. The nominated Map numbers refer to subsequent individual rail area boundary maps

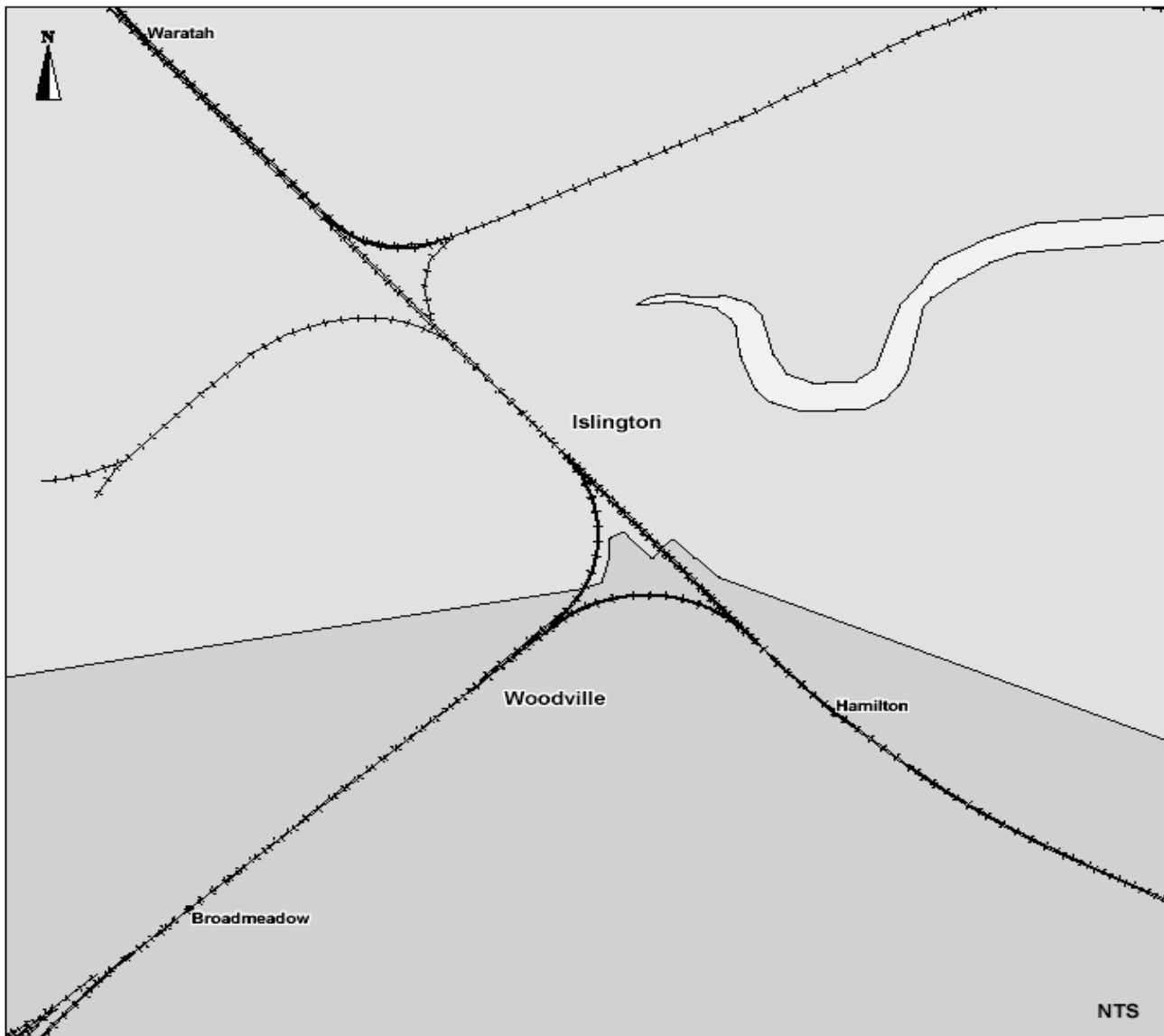
### Legend:

Metropolitan rail area

Country rail area

Map: 2 of 7

Date: 30 August, 2004



Transport Administration Act 1988

## New South Wales Rail Area Map

Main North Line (Sydney to Newcastle)

### Notations:

1. The metropolitan rail area on the Main North Line includes both Woodville and Hamilton Junctions. The boundary of the metropolitan rail area and country rail area between Woodville Junction and Islington Junction is at 163.920km and between Hamilton Junction and Islington Junction is at 164.045km.

### Legend:

Metropolitan rail area



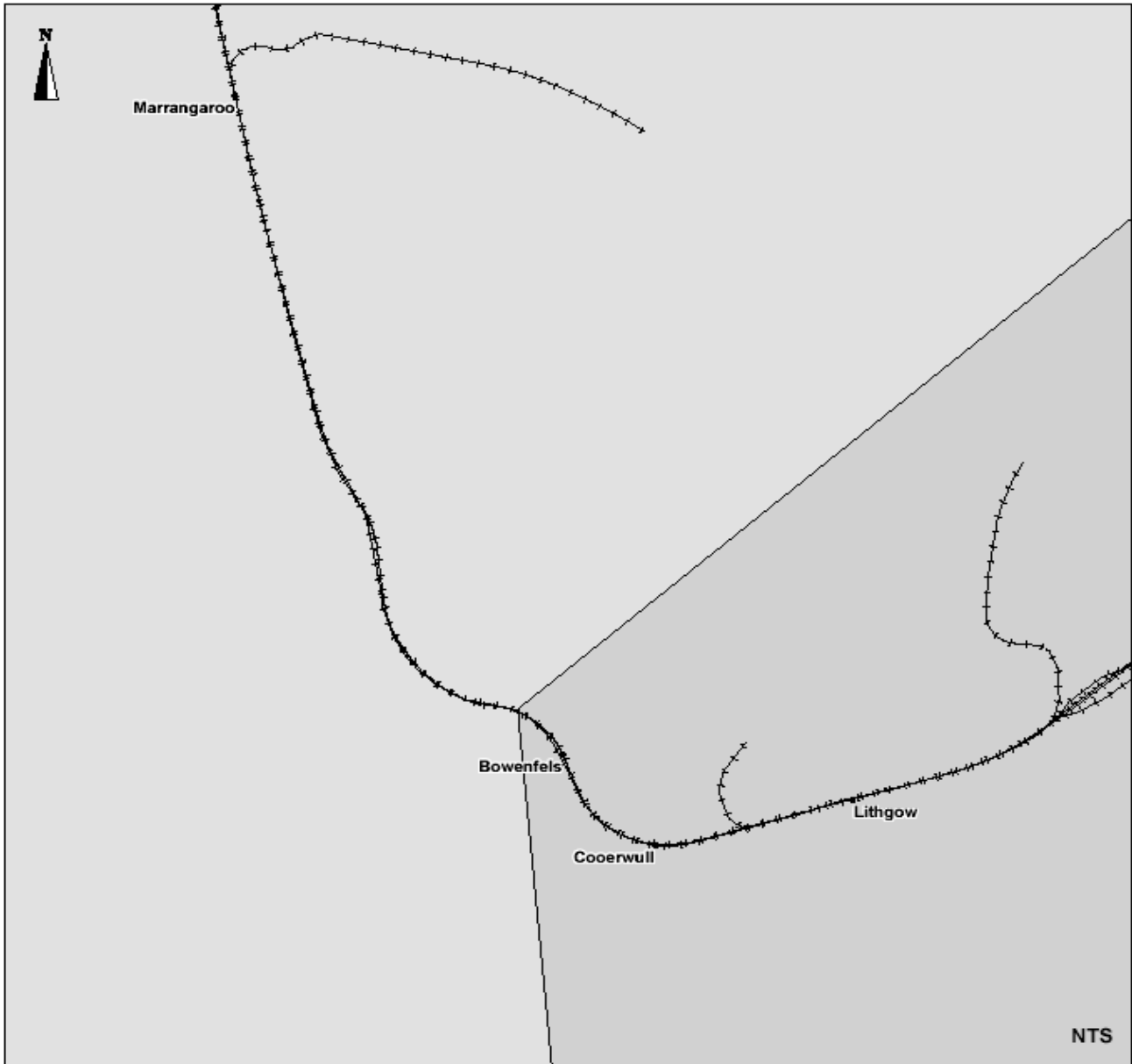
Country rail area



Map: 3 of 7

Date: 30 August, 2004





Transport Administration Act 1988

## New South Wales Rail Area Map

### Main West Line (Sydney to Bowenfels)

#### Boundary Notations:

1. 158.800kms on the country side of Bowenfels is the boundary between the metropolitan rail area and the country rail area on the Main West Line.

#### Legend:

Metropolitan rail area

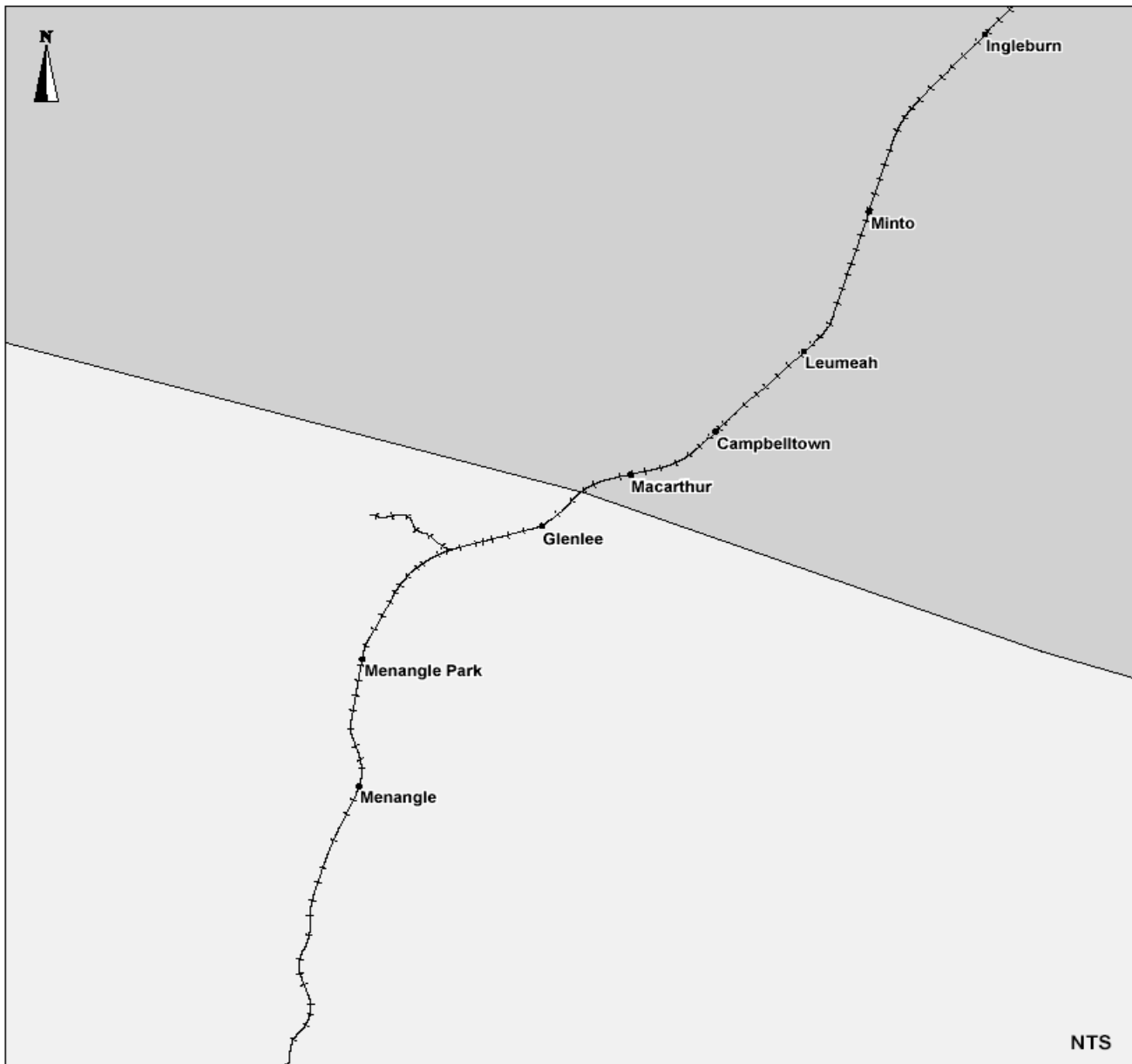


Country rail area



Map: 4 of 7

Date: 30 August, 2004



Transport Administration Act 1988

## New South Wales Rail Area Map

### Main South Line (Sydney to Glenlee)

#### Boundary Notations:

1. 57.965kms on the country side of Macarthur is the boundary between the metropolitan rail area and the country rail area on the Main South Line.

#### Legend:

Metropolitan rail area

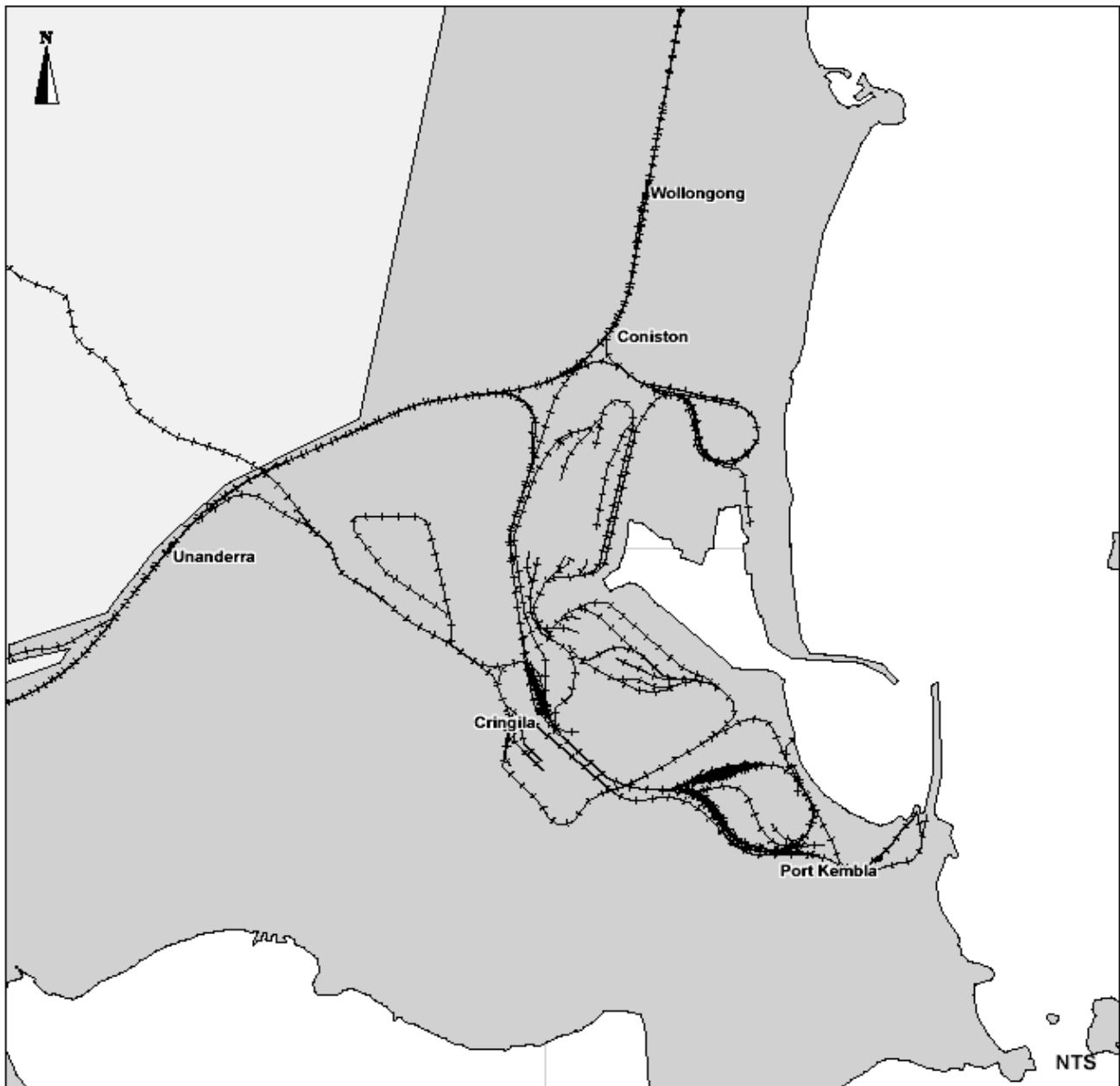


Country rail area



Map: 5 of 7

Date: 30 August, 2004



Transport Administration Act 1988

## New South Wales Rail Area Map

### Illawarra Line (Sydney to Unanderra)

#### Boundary Notations:

1. 91.080kms on the Unanderra – Moss Vale Line is the boundary between the metropolitan rail area and the country rail area.

#### Legend:

Metropolitan rail area

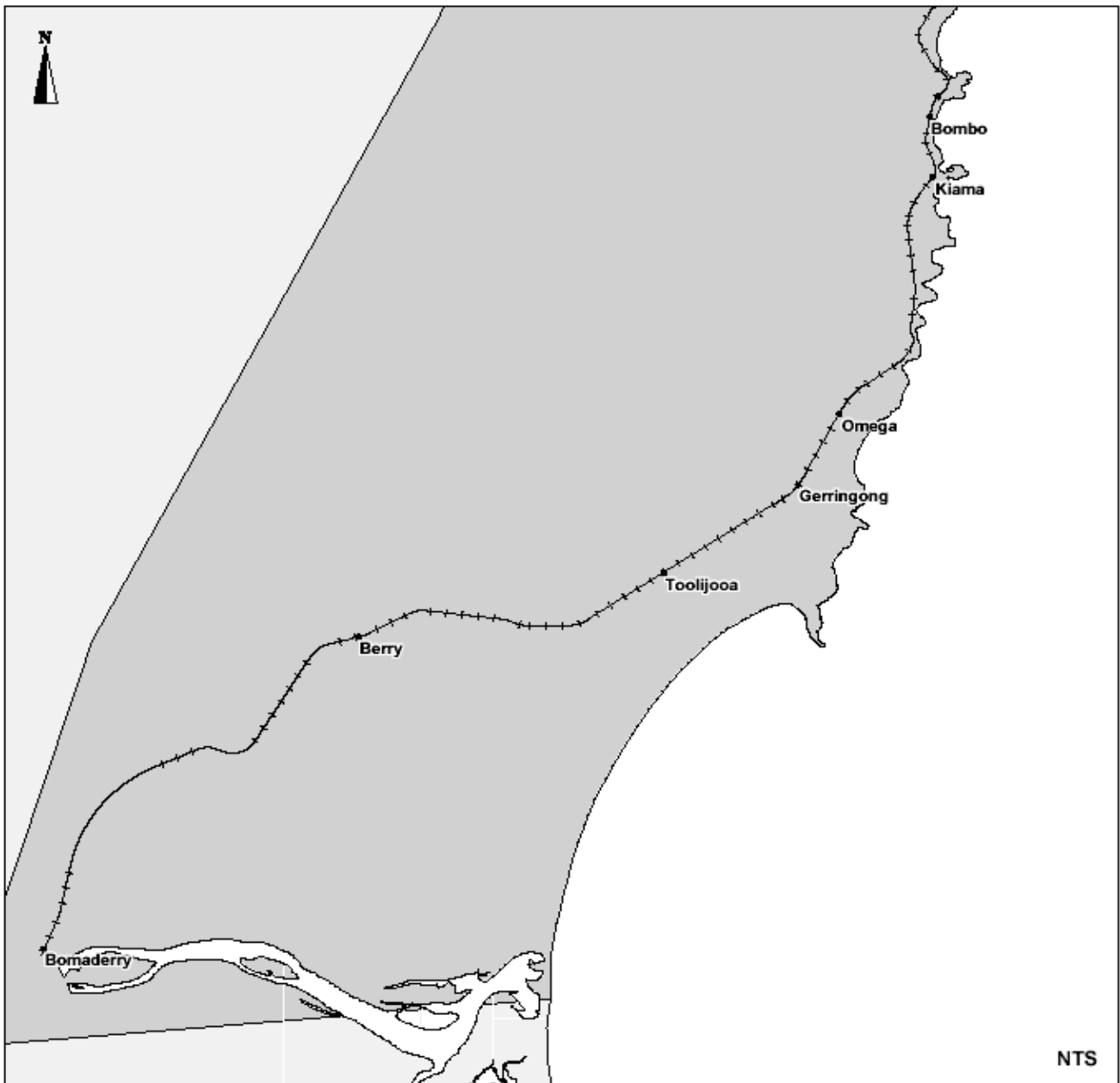


Country rail area



Map: 6 of 7

Date: 30 August, 2004



Transport Administration Act 1988

## New South Wales Rail Area Map

Illawarra Line (Unanderra to Bomaderry)

### Notations:

- 1. Bomaderry

### Legend:

Metropolitan rail area



Country rail area



Map: 7 of 7

Date: 30 August, 2004

# TENDERS

## Department of Commerce

### SUPPLIES AND SERVICES FOR THE PUBLIC SERVICE

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

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

# PRIVATE ADVERTISEMENTS

## COUNCIL NOTICES

### BATHURST REGIONAL COUNCIL

Roads Act 1993

Naming of Roads

NOTICE is hereby given that Bathurst Regional Council, in pursuance of section 162 of the Roads Act 1993, has named the roads as follows:

Location	New Street Name
The new cul-de-sac in proposed subdivision of Lot 9, DP 623071, 63 Loren Street, Eglinton.	Parker Place.
Three new cul-de-sacs in proposed subdivision of Part Lot 23, DP 1062238, Stages 4 and 5 of the Ashworth Estate, Kelso.	Ruby Place. Topaz Court. Diamond Close.

Authorised by resolution of the Council on 21st July, 2004. GENERAL MANAGER, Bathurst Regional Council, Private Mail Bag 17, Bathurst, NSW 2795. [0623]

### FORBES SHIRE COUNCIL

Roads Act 1993, Section 10

Dedication of Land as Public Road

NOTICE is hereby given that Forbes Shire Council, in pursuance of section 10 of the Roads Act 1993, dedicates the land described in the Schedule below as public road. C. DEVITT, General Manager, Forbes Shire Council, Court Street (PO Box 333), Forbes, NSW 2871.

#### SCHEDULE

Road widening area being Lot 6, DP 1025088, area of 502.2 square metres. [0618]

### HAWKESBURY CITY COUNCIL

Roads Act 1993

Road Naming – Gavin Lane, Richmond

NOTICE is given that Hawkesbury City Council in accordance with the Roads Act 1993 and by resolution dated 8th June, 2004, has named the presently un-named public road bounded by Faithfull, Bowman, Pitt and Hobart Streets, Richmond as Gavin Lane. GRAEME FAULKNER, General Manager, Hawkesbury City Council, PO Box 146, Windsor, NSW 2756. [0620]

### COUNCIL OF THE SHIRE OF JERILDERIE

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

THE Council of the Shire of Jerilderie declares with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding any mines

or deposits of minerals on that land, are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of open space and commercial use. Dated at Jerilderie this 24th day of August, 2004. DAVID WILLIAM TAMLYN, Acting General Manager, Council of the Shire of Jerilderie, 35 Jerilderie Street, Jerilderie, NSW 2716.

#### SCHEDULE

R77752 for Local Government purposes, notified 1st July, 1955, Parish of Jerilderie South, County of Urana and intervening laneway. [0617]

### MAITLAND CITY COUNCIL

Roads Act 1993

Dedication of Public Road

NOTICE is hereby given that Maitland City Council in pursuance of section 16 of the Roads Act 1993, and a resolution of Council dated 24th February, 2004, declares Walter Street, Rutherford, north of Queen Street, Parish of Maitland, County of Northumberland as public road. DAVID EVANS, General Manager, Maitland City Council, High Street (PO Box 220), Maitland, NSW 2320. (Reference No. 222/615). [0619]

### ORANGE CITY COUNCIL

Roads Act 1993, Section 162

Naming of Private Right of Way

NOTICE is hereby given that Orange City Council, in pursuance of section 162 of the Roads Act 1993, has named the following road.

Location	New Name
Barrett Street between Kalkadoon Place and Racecourse Road.	Barrett Court.

Authorised by resolution of the Council on 22 April 2004. ALLEN DWYER, General Manager, Orange City Council, PO Box 35, Orange, NSW 2800, Phone: (02) 6393 8000, Fax: (02) 6393 8199. [0632]

### TWEED SHIRE COUNCIL

Proposed Naming of Road in Subdivisions

IN pursuance of section 162(1) of the Roads Act 1993, as amended, Council proposes to name the road dedicated in a plan of subdivision of Lot 123 in DP 1049552 at Flame Tree Park, Banora Point, in the Shire of Tweed as shown below: "Fairmont Court".

A period of fourteen days from the date of this notice is allowed for any person to lodge a written objection to the proposed naming. Any objections should state clearly the reasons for such objections. GENERAL MANAGER, Tweed Shire Council, PO Box 816, Murwillumbah, NSW 2484. [0631]

**WOLLONGONG CITY COUNCIL**

Roads Act 1993, Section 10

Road Dedication

PURSUANT to section 10 of the Roads Act 1993, Wollongong City Council hereby dedicates the Council land described in the Schedule below as public road. R. J. OXLEY, General Manager, Wollongong City Council, Locked Bag 8821, South Coast Mail Centre, NSW 2521.

**SCHEDULE**

All those pieces or parcels of land situated in the Wollongong City Council area, Parish of Wonona and County of Camden, shown as:

The Circle, Cotterill Avenue, Davidson Avenue, Woods Avenue, Wynn Street and all pathways in DP 35896.

[0624]

**ESTATE NOTICES**

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of DEEN VITTORIO DE BORTOLI, late of Bilbul, in the State of New South Wales, vigneron, who died on 26th October, 2003, must send particulars of his claim to the executrix, Emeri Anna De Bortoli, c.o. Messrs Olliffe & McRae, Solicitors, PO Box 874, Griffith, NSW 2680, within one (1) calendar month from publication of this notice. After that time the executrix may distribute the assets of the estate having regard only to the claims of which at the time of distribution she has notice. Probate was granted in New South Wales on 18th August, 2004. MESSRS OLLIFFE & McRAE, Solicitors, 381 Banna Avenue (PO Box 874), Griffith, NSW 2680 (DX5901, Griffith), tel.: (02) 6962 1744. Reference: JFM:CP/N239.

[0621]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ARTHUR HAMMOND SMART, late of Griffith, in the State of New South Wales, retired, who died on 30th June, 2004, must send particulars of his claim to the executrix, Lois Joyce Naismith, c.o. Messrs Olliffe & McRae, Solicitors, PO Box 874, Griffith, NSW 2680, within one (1) calendar month from publication of this notice. After that time the executrix may distribute the assets of the estate having regard only to the claims of which at the time of distribution she has notice. Probate was granted in New South Wales on 17th August, 2004. MESSRS OLLIFFE & McRAE, Solicitors, 381 Banna Avenue (PO Box 874), Griffith, NSW 2680 (DX5901, Griffith), tel.: (02) 6962 1744. Reference: JFM:CP/P031.

[0622]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of EVELYN BERYL CHAMPION (known as Beryl), late of 9 Mulga Street, Punchbowl, in the State of New South Wales, tailor, who died on 27th June, 2004, must send particulars of his/her claim to the executor, John Robert Champion, c.o. Doherty Partners, Solicitors, Level 1, 171 Bigge Street, Liverpool, NSW 2170, within one (1) calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of distribution the executor has notice. Probate was granted in New South Wales on 16th August,

2004. DOHERTY PARTNERS, Solicitors, Level 1, 171 Bigge Street, Liverpool, NSW 2170 (PO Box 1163, Liverpool BC 1871), (DX5034 Liverpool), tel.: (02) 9601 7300. Reference: JULIE SHEDDEN:41762. [0625]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of LESLEY KERRY ELIAS, late of Little Bay, in the State of New South Wales, who died on 21st May, 2004, must send particulars of his claim to the executor, Robert Harry Padgett, c.o. Newnhams, Solicitors, 122 Castlereagh Street, Sydney, NSW 2000, 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 17th August, 2004. NEWNHAMS, Solicitors, 7th Floor, Highmount House, 122 Castlereagh Street, Sydney, NSW 2000 (DX665, Sydney), tel.: (02) 9264 7788. Reference: BLM:MLH:5202. [0626]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of MADELEINE BOULKEN, late of Elizabeth Bay, in the State of New South Wales, company director, who died on 22nd June, 2004, must send particulars of his/her claim to the executors, Thomas Stirling Morrison and John Howard Hastings, c.o. John H Hastings, Solicitor, Level 19, 207 Kent Street, Sydney, NSW 2000, within one (1) calendar month from publication of this notice. After that time the executors may distribute the assets of the estate having regard only to the claims of which at the time of distribution he has notice. Probate was granted in New South Wales on 23rd August, 2004. JOHN H HASTINGS, Solicitor, Level 19, 207 Kent Street, Sydney, NSW 2000 (DX10313, SSE), tel.: (02) 9251 2138. Reference: 24149.

[0630]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of HRYHORY BATURYNSKY, late of Cabramatta, in the State of New South Wales, who died on 4th February, 2004, must send particulars of his claim to the executors, Wasyl Baturynsky and Kataryna Skerda (also known as Kateryn Skerda), c.o. Kencalo & Kencalo, Solicitors, 96 Moore Street, Liverpool, NSW 2170, within one (1) calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executors have notice. Probate was granted in New South Wales on 22nd June, 2004. KENCALO & KENCALO, Solicitors, Suite 1, First Floor, 96 Moore Street, Liverpool, NSW 2170 (PO Box 651, Liverpool BC 1871), (DX5003, Liverpool), tel.: (02) 9602 8333. Reference: 1K/04/4970. [0633]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of EMILY MARY CURRAN, late of 34 Birch Street, St Marys, in the State of New South Wales, home duties, who died on 14th June, 2004, must send particulars of his/her claim to the executrix, Emily Mary Andrews, c.o. Low Doherty & Stratford, Solicitors, 9 Campbell Street, Blacktown, NSW 2148, within one (1) calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of distribution the executrix has notice. Probate was granted in

New South Wales on 23rd August, 2004. LOW DOHERTY & STRATFORD, Solicitors, 9 Campbell Street (PO Box 147), Blacktown, NSW 2148 (DX8109, Blacktown), tel.: (02) 9622 4644. Reference: DGL:LJW. [0634]

### COMPANY NOTICES

NOTICE of voluntary liquidation.—MENGARIS PTY LIMITED, ACN 001 413 930.—Notice is hereby given that at an extraordinary general meeting of the members of the above company duly convened and held on the 26th day of August, 2004, a special resolution was passed that the company be placed into voluntary liquidation and that F. MacDonald be appointed liquidator. Dated this 30th August, 2004. F. MacDONALD, Liquidator, c.o. K. B. Raymond & Co., 37 Erskine Street, Sydney, NSW 2000, tel.: (02) 9299 6521. [0627]

NOTICE of voluntary liquidation.—PIMA PTY LIMITED, ACN 001 413 903.—Notice is hereby given that at an extraordinary general meeting of the members of the above company duly convened and held on the 26th day of August, 2004, a special resolution was passed that the company be placed into voluntary liquidation and that F. MacDonald be appointed liquidator. Dated this 30th August, 2004. F. MacDONALD, Liquidator, c.o. K. B. Raymond & Co., 37 Erskine Street, Sydney, NSW 2000, tel.: (02) 9299 6521. [0628]

NOTICE of voluntary liquidation.—WHOSHONE PTY LIMITED, ACN 001 423 249.—Notice is hereby given that at an extraordinary general meeting of the members of the above company duly convened and held on the 26th day of August, 2004, a special resolution was passed that the company be placed into voluntary liquidation and that F. MacDonald be appointed liquidator. Dated this 30th August, 2004. F. MacDONALD, Liquidator, c.o. K. B. Raymond & Co., 37 Erskine Street, Sydney, NSW 2000, tel.: (02) 9299 6521. [0629]

Authorised to be printed

ISSN 0155-6320

MICHAEL J. O'SHEA, Acting Government Printer.