



# Government Gazette

OF THE STATE OF  
NEW SOUTH WALES

**Number 7**  
**Friday, 14 January 2005**

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## LEGISLATION

### Proclamations



New South Wales

## Proclamation

under the

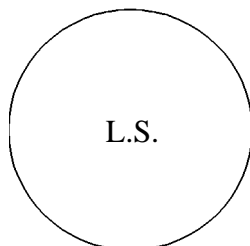
Teaching Services Amendment Act 2004 No 114

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Teaching Services Amendment Act 2004*, do, by this my Proclamation, appoint 17 January 2005 as the day on which that Act commences.

Signed and sealed at Sydney, this 12th day of January 2005.

By Her Excellency's Command,



ANDREW REFSHAUGE, M.P.,  
Minister for Education and Training

GOD SAVE THE QUEEN!

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# Regulations

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New South Wales

## **Public Authorities (Financial Arrangements) Amendment (Rail Agencies) Regulation 2004**

under the

Public Authorities (Financial Arrangements) Act 1987

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Public Authorities (Financial Arrangements) Act 1987*.

MICHAEL EGAN, M.L.C.,  
Treasurer

### **Explanatory note**

The object of this Regulation is to amend the *Public Authorities (Financial Arrangements) Regulation 2004* to give the following authorities certain investment powers under Part 2 of Schedule 4 to the Act:

- (a) Rail Corporation New South Wales,
- (b) Transport Infrastructure Development Corporation.

This Regulation is made under the *Public Authorities (Financial Arrangements) Act 1987*, including sections 24 and 43 (the general regulation-making power).

Clause 1            Public Authorities (Financial Arrangements) Amendment (Rail Agencies) Regulation 2004

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## **Public Authorities (Financial Arrangements) Amendment (Rail Agencies) Regulation 2004**

under the

Public Authorities (Financial Arrangements) Act 1987

### **1 Name of Regulation**

This Regulation is the *Public Authorities (Financial Arrangements) Amendment (Rail Agencies) Regulation 2004*.

### **2 Amendment of Public Authorities (Financial Arrangements) Regulation 2000**

The *Public Authorities (Financial Arrangements) Regulation 2000* is amended as set out in Schedule 1.

Public Authorities (Financial Arrangements) Amendment (Rail Agencies)  
Regulation 2004

Amendment

Schedule 1

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## **Schedule 1      Amendment**

(Clause 2)

### **Schedule 1 Authorities having Part 2 investment powers**

Insert in alphabetical order:

Rail Corporation New South Wales

Transport Infrastructure Development Corporation



New South Wales

## Rail Safety (General) Amendment (Miscellaneous) Regulation 2005

under the

Rail Safety Act 2002

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Rail Safety Act 2002*.

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

### Explanatory note

The objects of this Regulation are to amend the *Rail Safety (General) Regulation 2003* as follows:

- (a) to prescribe additional requirements for safety interface agreements between railway operators, including requirements for the assessment, allocation and management of risks under any such agreement and matters to be specified in any such agreement,
- (b) to exempt applicants for accreditation from requirements for safety interface agreements if they comply with those requirements within 12 months after this Regulation commences,
- (c) to prescribe matters to be included in passenger security policies required for accreditation as a railway operator, including allocation of responsibilities and accountabilities and provision for consultation,
- (d) to prescribe matters to be included in passenger security plans required for accreditation as a railway operator, including requirements for the assessment of security risks, measures to reduce risks, emergency procedures, allocation of responsibilities for security, provision for liaison with other agencies, training of staff and other matters,
- (e) to exempt certain railway operators from the operation of mandatory conditions of work under the Act relating to fatigue management, where conditions relating to risk assessment and other matters are complied with and to require related programs to be consistent with any applicable exemptions,
- (f) to re-make other exemptions relating to fatigue management for a limited period.

Rail Safety (General) Amendment (Miscellaneous) Regulation 2005

Explanatory note

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This Regulation is made under the *Rail Safety Act 2002*, including sections 13, 43 and 117 (the general regulation-making power).

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Page 2

Rail Safety (General) Amendment (Miscellaneous) Regulation 2005

Clause 1

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## **Rail Safety (General) Amendment (Miscellaneous) Regulation 2005**

under the

Rail Safety Act 2002

### **1 Name of Regulation**

This Regulation is the *Rail Safety (General) Amendment (Miscellaneous) Regulation 2005*.

### **2 Amendment of Rail Safety (General) Regulation 2003**

The *Rail Safety (General) Regulation 2003* is amended as set out in Schedule 1.

## Rail Safety (General) Amendment (Miscellaneous) Regulation 2005

Schedule 1 Amendments

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**Schedule 1 Amendments**

(Clause 2)

**[1] Part 5A**

Insert after Part 5:

**Part 5A Additional requirements relating to accreditation****49A Safety interface agreements**

- (1) A safety interface agreement is to be in writing.
- (2) A safety interface agreement may apply to one or more interfaces at one or more locations.
- (3) The identification, assessment, allocation and management of the safety risks of safety interfaces under a safety interface agreement must be carried out in accordance with accepted risk management practice.
- (4) The allocation of responsibility for managing the safety risks of safety interfaces under a safety interface agreement must reflect the respective capacities of the parties to manage the risks.
- (5) For the purposes of section 12 (3) of the Act, a safety interface agreement must specify or contain the following:
  - (a) the parties to the agreement,
  - (b) a description of the safety interfaces and an assessment of the significant safety risks of those interfaces,
  - (c) the controls to manage those safety risks (the *risk controls*),
  - (d) the party who has responsibility for implementing and monitoring the performance of each of the risk controls,
  - (e) the party who has responsibility for modifying the operation of each of the risk controls, whether or not in response to performance information,
  - (f) arrangements for the exchange of information between the parties and for the conduct of reciprocal inspections and audits by each party,
  - (g) the effect on the agreement of any change in ownership of the railway operations concerned or of the parties to the agreement,



## Rail Safety (General) Amendment (Miscellaneous) Regulation 2005

## Amendments

## Schedule 1

- 
- (h) a requirement that the parties warrant that contractors and subcontractors of the parties will comply with the agreement when engaged in railway operations to which the agreement relates,
  - (i) provision for the auditing of the implementation of the agreement by the ITSRR and the provision of information to the ITSRR for that purpose.
- (6) Nothing in this clause prevents additional matters from being included in a safety interface agreement.
  - (7) A safety interface agreement may be incorporated in an interface co-ordination plan, access agreement or other agreement.
  - (8) A person is exempted from complying with section 12 (1) (b) and (c), (2) and (3) of the Act on condition that the person complies with those provisions not later than 12 months after the commencement of this clause.
  - (9) In this clause:  
*safety interface* means an interface between the railway operations of 2 or more parties from which safety management implications arise.

**49B Passenger security policies**

- (1) For the purposes of section 13 (2) of the Act, a passenger security policy must contain the following:
  - (a) a statement of the accredited person's commitment to maximising passenger and staff security,
  - (b) the responsibilities and accountabilities of the accredited person and the person's railway employees with respect to passenger security,
  - (c) provision for consultation by the accredited person in developing, implementing and evaluating measures relating to passenger security.
- (2) Nothing in this clause prevents additional matters from being included in a passenger security policy.

**49C Passenger security plans**

- (1) For the purposes of section 13 (2) of the Act, a passenger security plan must contain the following:
  - (a) an assessment of the security risks affecting passengers, staff, rolling stock and associated infrastructure,

## Rail Safety (General) Amendment (Miscellaneous) Regulation 2005

## Schedule 1 Amendments

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- (b) the measures that are to be used to eliminate or reduce identified security risks, including training, policies, procedures and practices, equipment, facilities and physical resources,
  - (c) the measures that are to be used for responding to higher threat situations and changes to national terrorism alert levels,
  - (d) procedures that are effective and timely for reporting and dealing with security threats, security breaches and other security incidents,
  - (e) provision for the creation and maintenance of an intelligence data base to contain details of security breaches and security incidents so as to enable analysis of such data,
  - (f) procedures for dealing with emergencies and responses to emergency situations, both in situations dealt with by the operator and situations co-ordinated by other bodies,
  - (g) the allocation of responsibilities for security to appropriate persons,
  - (h) provision for arrangements with other transport operators in relation to shared locations such as bus/rail interchanges,
  - (i) provision for business continuity plans,
  - (j) provision for liaison with other agencies and stakeholders, including NSW Police, to share information and provide for joint operations,
  - (k) provision for the evaluation and testing of the plan and security procedures,
  - (l) provision for the periodic review of the risks identified by the plan and the measures employed to eliminate or reduce them,
  - (m) provision for security awareness training of the operator's railway employees, including training relating to the nature of security risks, recognition of security risks and actions to be taken in the event of a security breach,
  - (n) any other matters required by the ITSRR to be included.
- (2) Nothing in this clause prevents additional matters from being included in a passenger security plan.

## Rail Safety (General) Amendment (Miscellaneous) Regulation 2005

## Amendments

## Schedule 1

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**49D Fatigue management programs**

For the purposes of section 43 (2) of the Act, an accredited person must ensure that the person's program for the management of fatigue, safe hours of work and periods between work is consistent with the requirements of any applicable exemption under clause 52.

**[2] Clause 52 Fatigue management**

Omit clause 52 (1). Insert instead:

- (1) An accredited person is exempted from the condition of accreditation that an accredited person must provide conditions of work in accordance with Schedule 2 to the Act subject to the following conditions:
  - (a) the person carries out the following risk assessment and control measures to the satisfaction of the ITSRR and in compliance with any guidelines issued by the ITSRR:
    - (i) the person identifies and assesses the major fatigue-related safety risks associated with the operations for which the exemption is sought, including any risks associated with any proposed operating standards,
    - (ii) the person identifies and implements adequate controls to manage the risks, including operating standards to replace the requirements contained in Schedule 2,
    - (iii) the person specifies the evidence used to develop the operating standards,
    - (iv) the person consults with its railway employees affected by the exemption in relation to proposed operating standards,
  - (b) the person implements a system to monitor and report on the operation of the controls to manage the risks, being a system that is capable of monitoring actual hours worked against the operating standards, and the person audits the operation of that system,
  - (c) the person reviews the operating standards when required by any incident or change in the nature of work (including patterns of work and duties of railway employees) covered by the exemption, or when there is reasonable evidence that the operating standards are no longer valid, and obtains the approval of the ITSRR to any changes to the operating standards,

## Rail Safety (General) Amendment (Miscellaneous) Regulation 2005

## Schedule 1 Amendments

- 
- (d) the work is carried out in a way that complies with any applicable regulations made or guidelines issued for the purposes of section 43 of the Act,
  - (e) the work is carried out in accordance with any applicable industrial or other agreement or award relating to the employment of the railway employees who carry out the work,
  - (f) the person complies with any requirements made by the ITSRR to provide information as to compliance with the conditions specified in this subclause,
  - (g) the person complies with any requirements made by the ITSRR with respect to operations covered by the exemption,
  - (h) any limitation on the period of the exemption imposed by the ITSRR in respect of a particular accredited person or class of accredited persons.
- (1A) The ITSRR may cancel an exemption under subclause (1) in respect of an accredited person or a class of accredited persons.
- (1B) The following accredited persons are exempt, for the periods specified in relation to those persons, from the conditions of accreditation that an accredited person must provide conditions of work in accordance with Schedule 2 to the Act:
- (a) Blue Scope Steel (AIS) Pty Ltd, Perisher Blue Pty Ltd and Connex Sydney Pty Ltd, for the period of 12 months commencing on the commencement of this clause,
  - (b) RailCorp, but only in relation to New Year's Eve and special events, for a period ending on 1 July 2005.



New South Wales

# Road Transport (Safety and Traffic Management) (Road Rules) Amendment (Cross City Tunnel) Regulation 2005

under the

Road Transport (Safety and Traffic Management) Act 1999

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

DAVID CAMPBELL, M.P.,  
Acting Minister for Roads

## Explanatory note

The object of this Regulation is to prescribe the Cross City Tunnel as a prohibited area for the purposes of the *Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999*. Under that Regulation, it is an offence to use, or to cause, permit or allow the use of, a dangerous goods transporter (within the meaning of that Regulation) in a prohibited area without a permit.

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

Clause 1            Road Transport (Safety and Traffic Management) (Road Rules)  
                         Amendment (Cross City Tunnel) Regulation 2005

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## **Road Transport (Safety and Traffic Management) (Road Rules) Amendment (Cross City Tunnel) Regulation 2005**

under the

Road Transport (Safety and Traffic Management) Act 1999

### **1 Name of Regulation**

This Regulation is the *Road Transport (Safety and Traffic Management) (Road Rules) Amendment (Cross City Tunnel) Regulation 2005*.

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

The *Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999* is amended by inserting at the end of Schedule 2:

The Cross City Tunnels between Harbour Street, Darling Harbour and Ward Avenue, Kings Cross, and between Ward Avenue, Kings Cross and Sir John Young Crescent, Woolloomooloo.



New South Wales

## Road Transport (General) Amendment (Driver Licence Appeals) Regulation 2005

under the

Road Transport (General) Act 1999

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

DAVID CAMPBELL, M.P.,  
Acting Minister for Roads

### Explanatory note

The *Road Transport (Driver Licensing) Act 1998* (the *Licensing Act*) makes special provision for the consequences for drivers of incurring demerits points in respect of offences committed by them. The essential features of the demerit point scheme are as follows:

- (a) Section 16 of the Licensing Act requires the Roads and Traffic Authority (the *Authority*) in certain circumstances to suspend a person's driver licence (other than a provisional driver licence or learner licence) if the person has incurred 12 or more demerit points in respect of offences committed by the person within a 3-year period unless the person elects to be of good behaviour for a 12-month period instead of undergoing the period of suspension. However, if the person makes such an election and incurs a further 2 or more demerit points in the 12-month period, the Authority is required to suspend the person's driver licence for twice the period that would have applied to the person if the person had not made the election.
- (b) Section 17 of the Licensing Act enables the Authority to cancel or suspend a person's provisional driver licence if the person incurs 4 or more demerit points in respect of offences committed by the person.
- (c) Section 16A of the Licensing Act also enables the Authority to issue a person who has incurred 12 or more demerit points within a 3-year period with a notice of licence ineligibility for a specified period. This precludes the person from applying for, or being granted, a driver licence during the specified period. However, any such person may (like a person whose driver licence is subject to suspension) elect to be of good behaviour for a 12-month period instead of undergoing the period of licence ineligibility.

## Road Transport (General) Amendment (Driver Licence Appeals) Regulation 2005

## Explanatory note

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Currently, the *Road Transport (General) Regulation 1999* provides that a person may appeal to a Local Court against a decision of the Authority not to grant an application by the person for the issue, variation or renewal of a driver licence. It also confers a right to appeal against a decision of the Authority to vary, suspend or cancel a person's driver licence. However, a Local Court on any such appeal cannot review the guilt or innocence of the person concerned or the level of any penalty imposed on the person for any offence.

There is some doubt about the extent to which the current rights to appeal are available to persons whose driver licences have been suspended, cancelled, not renewed or varied by the Authority because of the incurring of demerit points. The Court of Appeal held in *Roads and Traffic Authority of New South Wales v Wilson* (2003) 58 NSWLR 240 that there is no right to appeal against a suspension of a driver licence by operation of section 16 (9) of the *Road Transport (Driver Licensing) Act 1998* because the Authority makes no decision that can be appealed. However, there is some uncertainty in the courts about the availability of a right to appeal in respect of a refusal by the Authority to issue or renew a driver licence because of the incurring of demerit points.

The objects of this Regulation are:

- (a) to specify the kinds of decisions of the Authority concerning the issue, variation, suspension or cancellation of driver licences that may be appealed to a Local Court, and
- (b) to confirm that a person has no right to appeal against any of the following:
  - (i) a refusal by the Authority to issue, renew or vary a driver licence because of the number of demerit points incurred by the person,
  - (ii) the suspension or cancellation of the person's driver licence because of the number of demerit points incurred by the person.

However, this Regulation preserves the right of holders of provisional driver licences to appeal against the suspension or cancellation of their driver licences in recognition of the more stringent demerit points regime for such licence holders reflected by section 17 of the Licensing Act.

This Regulation is made under the *Road Transport (General) Act 1999*, including section 71 (the general regulation-making power) and clause 24 of Schedule 2 to that Act.



Road Transport (General) Amendment (Driver Licence Appeals) Regulation  
2005

Clause 1

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## **Road Transport (General) Amendment (Driver Licence Appeals) Regulation 2005**

under the

Road Transport (General) Act 1999

### **1 Name of Regulation**

This Regulation is the *Road Transport (General) Amendment (Driver Licence Appeals) Regulation 2005*.

### **2 Commencement**

This Regulation commences on 17 January 2005.

### **3 Amendment of Road Transport (General) Regulation 1999**

The *Road Transport (General) Regulation 1999* is amended as set out in Schedule 1.

Road Transport (General) Amendment (Driver Licence Appeals) Regulation  
2005

Schedule 1 Amendments

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## Schedule 1 Amendments

(Clause 3)

### [1] Schedule 2 Savings and transitional provisions

Omit clause 6 (1) (b) and (c). Insert instead:

- (b) a decision not to grant an application for the issue, variation or renewal of a driver licence under the *Road Transport (Driver Licensing) Regulation 1999*, not being a decision made under clause 18 (2) (d) of that Regulation,
- (c) a decision to suspend or cancel the person's driver licence under section 17 or 33 of the *Road Transport (Driver Licensing) Act 1998*,
- (d) a decision to vary the person's driver licence under clause 19 or 38 of the *Road Transport (Driver Licensing) Regulation 1999*,
- (e) a decision to suspend or cancel the person's driver licence under clause 15, 15A or 38 of the *Road Transport (Driver Licensing) Regulation 1999*.

### [2] Schedule 2, clause 6 (1A)

Omit "subclause (1) (c)". Insert instead "subclause (1) (c)–(e)".

### [3] Schedule 2, clause 6 (3)

Omit the note to the subclause. Insert instead:

**Note.** The effect of this provision is that, for example, in an appeal against a suspension or cancellation action taken under section 17 of the *Road Transport (Driver Licensing) Act 1998* against the holder of a provisional driver licence because of demerit points, the Local Court cannot revisit the issue of an offence in relation to which the demerit points were incurred or the imposition of a penalty in relation to such an offence. In any such case, the Local Court may exercise only the powers that the Authority could exercise under section 17 of that Act (see subclause (8)).



New South Wales

# Road Transport (Driver Licensing) Amendment (Australia Day Demerit Points) Regulation 2005

under the

Road Transport (Driver Licensing) Act 1998

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Road Transport (Driver Licensing) Act 1998*.

DAVID CAMPBELL, M.P.,  
Acting Minister for Roads

## Explanatory note

The object of this Regulation is to amend the *Road Transport (Driver Licensing) Regulation 1999* to ensure that certain offences committed during the 2005 Australia Day period (being 21 January 2005 to 26 January 2005 (inclusive)) attract extra demerit points.

This Regulation is made under the *Road Transport (Driver Licensing) Act 1998*, including sections 15 and 19 (the general regulation-making power).

Clause 1 Road Transport (Driver Licensing) Amendment (Australia Day Demerit Points) Regulation 2005

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## **Road Transport (Driver Licensing) Amendment (Australia Day Demerit Points) Regulation 2005**

under the

Road Transport (Driver Licensing) Act 1998

### **1 Name of Regulation**

This Regulation is the *Road Transport (Driver Licensing) Amendment (Australia Day Demerit Points) Regulation 2005*.

### **2 Amendment of Road Transport (Driver Licensing) Regulation 1999**

The *Road Transport (Driver Licensing) Regulation 1999* is amended by inserting the following at the end of paragraph (b) of the definition of *over a long weekend* in clause 36 (5):

21 January 2005 until 26 January 2005 (inclusive)



New South Wales

## Sydney Turf Club Amendment (Age of Directors) Regulation 2005

under the

Sydney Turf Club Act 1943

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Sydney Turf Club Act 1943*.

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

### **Explanatory note**

The object of this Regulation is to amend the First Schedule to the *Sydney Turf Club Act 1943* to provide that the office of a director will become vacant when the director attains the age of 72 years (rather than 70 years) except as approved by the Minister.

This Regulation is made under the *Sydney Turf Club Act 1943*, including sections 4 (8) and 32 (the general regulation-making power).

Clause 1            Sydney Turf Club Amendment (Age of Directors) Regulation 2005

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## **Sydney Turf Club Amendment (Age of Directors) Regulation 2005**

under the

Sydney Turf Club Act 1943

### **1 Name of Regulation**

This Regulation is the *Sydney Turf Club Amendment (Age of Directors) Regulation 2005*.

### **2 Amendment of Sydney Turf Club Act 1943**

The *Sydney Turf Club Act 1943* is amended by omitting “70 years” wherever occurring from clause 48 (1) (h) and (2) of the First Schedule to the Act and inserting instead “72 years”.

# OFFICIAL NOTICES

## Appointments

### BANANA INDUSTRY ACT 1987

Appointment of Member to Banana Industry Committee

IN pursuance of the provisions of Clause 3A(2) of Schedule 1 of the Banana Industry Act 1987, the following person has been nominated to fill a position on the Banana Industry Committee that has become vacant through the resignation of the elected member representing the Richmond/Brunswick region:

Trevor BLACK of Numulgi,  
for a term expiring on 29 September 2005.

Dated this 7th day of December 2004.

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

### CONSTITUTION ACT 1902

Ministerial Arrangements During the Absence from Duty of the Minister for Juvenile Justice, Minister for Western Sydney and Minister Assisting the Minister for Infrastructure and Planning (Planning Administration)

PURSUANT to section 36 of the Constitution Act 1902, Her Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable R. J. DEBUS, M.P., Attorney General and Minister for the Environment, be authorised to perform the duties of the office of the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration) from 12 to 16 January 2005, with a view to him performing the duties of the Honourable D. BEAMER, M.P., during her absence from duty.

ANDREW REFSHAUGE, M.P.,  
Acting Premier

The Cabinet Office, Sydney,  
12 January 2005.

### CONSTITUTION ACT 1902

Ministerial Arrangements During the Absence from Duty of the Minister for Juvenile Justice, Minister for Western Sydney and Minister Assisting the Minister for Infrastructure and Planning (Planning Administration)

PURSUANT to section 36 of the Constitution Act 1902, Her Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable C. M. TEBBUTT, M.L.C., Minister for Community Services, Minister for Ageing, Minister for Disability Services and Minister for Youth, be authorised to perform the duties of the office of the Minister for Juvenile Justice from 12 to 16 January 2005, with a view to her performing the duties of the Honourable D. BEAMER, M.P., during her absence from duty.

ANDREW REFSHAUGE, M.P.,  
Acting Premier

The Cabinet Office, Sydney,  
12 January 2005.

### CONSTITUTION ACT 1902

Ministerial Arrangements During the Absence from Duty of the Minister for Juvenile Justice, Minister for Western Sydney and Minister Assisting the Minister for Infrastructure and Planning (Planning Administration)

PURSUANT to section 36 of the Constitution Act 1902, Her Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable M. COSTA, M.L.C., Minister for Transport Services, Minister for the Hunter and Minister Assisting the Minister for State Development, be authorised to perform the duties of the offices of the Minister for Juvenile Justice, and Minister Assisting the Minister for Infrastructure and Planning (Planning Administration) from 17 January 2005, with a view to him performing the duties of the Honourable D. BEAMER, M.P., during her absence from duty.

ANDREW REFSHAUGE, M.P.,  
Acting Premier

The Cabinet Office, Sydney  
12 January 2005.

# Department of Infrastructure, Planning and Natural Resources

## Natural Resources

### WATER ACT 1912

AN application 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:

#### *Murray River Valley*

Alan Harold STREET and Christine Ann STREET for a pump on the Eagle Creek adjacent Lot 14/1073945, Parish of Barham, County of Wakool, for water supply domestic purposes (existing entitlement, change in extraction point only) (Reference: 50SL75675) (GA2:484718).

Any enquiries regarding the above should be directed to the undersigned (telephone: [03] 5881 9200).

Written objections to the application specifying the grounds thereof may be made by any statutory authority or a local occupier within the proclaimed area and must be lodged at the Department's Office at Deniliquin within twenty-eight (28) days of the date of this publication.

L. J. HOLDEN,  
Senior Natural Resource Officer,  
Murray Region

Department of Infrastructure, Planning and  
Natural Resources,  
PO Box 205, Deniliquin NSW 2710.

### WATER ACT 1912

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

SUGARLOAF PASTORAL HOLDINGS PTY LTD for a pump on Doudles Folly Creek on 24 and 25/751277 and a bywash dam and pump on an unnamed watercourse on 25/751277, all Parish of Kangaloon, all County of Camden, for the conservation of water and water supply for stock and domestic purposes and the irrigation of 15.0 hectares (improved pasture and fodder) (replacement licence – part replacing 10SL18121 and fully replacing 10SL33322) (no

increase in authorised area – no increase in annual water allocation) (not subject to the 1995 Hawkesbury/Nepean embargo) (Reference: 10SL56622) (GA2:493307).

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

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

Department of Infrastructure, Planning and  
Natural Resources,  
PO Box 3720, Parramatta NSW 2124.

### WATER ACT 1912

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

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

#### *Namoi River Valley*

AUSCOTT PROPERTIES LIMITED & OTHER for an authority for pumps on Lot 1, DP 219840, Parish of Galathera and Lot 1, DP 557963, Parish of Gommel, both County of Jamison, for irrigation purposes (amalgamation of existing authorities) (Reference: 90SA011731H) (GA2:472190).

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, Armidale NSW 2350**  
**Phone: (02) 6772 5488 Fax (02) 6771 5348**

#### APPOINTMENT OF TRUST BOARD MEMBERS

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

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

#### SCHEDULE 1

COLUMN 1	COLUMN 2	COLUMN 3
Garry PORTER (new member), Adam Benjamin TAGGART (re-appointment), Carl Lawrence PRESS (re-appointment).	Woodville Oval Recreation Reserve Trust.	Reserve No.: 97840. Public Purpose: Public recreation. Notified: 12 July 1985. File No.: AE85 R 20.

#### Term of Office

For a term commencing the date of this notice and expiring  
31 December 2009.

#### SCHEDULE 2

COLUMN 1	COLUMN 2	COLUMN 3
Terence Norman GRIFFEY (new member), Carmel Joyce DICKSON (new member), William Malcolm DICKSON (re-appointment).	Gilgai War Memorial Site Trust.	Dedication No.: 510039. Public Purpose: War Memorial. Notified: 15 September 1922. File No.: AE81 R 82/2.

#### Term of Office

For a term commencing the date of this notice and expiring  
31 December 2009.

### 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 – Wellington; L.G.A. – Wellington Council.*

Lot 4, DP 1012352 at Parish Ironbarks, County Wellington.

File No.: DB99 H 125.

Note: On closing, title for the land in Lot 4 remains vested in the Wellington Council as operational land.

#### APPOINTMENT OF TRUST BOARD MEMBERS

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

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

#### SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Anita KEMP (re-appointment), Timothy John KEMP (re-appointment).	Binnaway Racecourse Trust.	Reserve No.: 51294. Public Purpose: Racecourse. Notified: 28 January 1916. File No.: DB81 R 178/4.

#### Term of Office

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

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

**RESERVATION OF CROWN LAND**

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

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

SCHEDULE

<b>COLUMN 1</b>	<b>COLUMN 2</b>
Land District: Murwillumbah.	Reserve No.: 1010608.
Local Government Area: Tweed Shire Council.	Public Purpose: Port facilities and services.
Locality: Tweed Heads.	
Lot 1, DP No. 1064338,	
Parish Terranora, County Rous.	
Area: 2656 square metres.	
File No.: GF02 R 2.	

Note: Reserve 89339 for public recreation, notified 20 December 1974, is hereby revoked by this notification.

**APPOINTMENT OF TRUST BOARD MEMBERS**

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

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

SCHEDULE

<b>COLUMN 1</b>	<b>COLUMN 2</b>	<b>COLUMN 3</b>
Peter James BUCKLEY (re-appointment), Michael Jeremy BALD (new member), Gavin Thomas BROWN (new member), Ian Bramwell KINGSTON (new member), Ian Talbot CAMERON (re-appointment), Leonie Carol MILLS (new member), Margaret Neta GORT (re-appointment).	Mullumbimby Showground Trust.	Dedication No.: 540009. Public Purpose: Showground. Notified: 29 November 1929. File No.: GF80 R 243.

Term of Office

For a term commencing the date of this notice and expiring  
 13 January 2010.

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

**ERRATUM**

IN the notice appearing in the NSW Government Gazette of the 24 December 2004, Folio 9810, under the heading of "NOTIFICATION OF CLOSING OF PUBLIC ROAD" should have included in Notes (2) The road is closed subject to the easements for services as shown on DP 1058084.

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

**MAITLAND OFFICE****Cnr Newcastle Road & Banks Street (PO Box 6), East Maitland NSW 2323****Phone: (02) 4934 2280 Fax: (02) 4934 2252****APPOINTMENT OF CORPORATION TO MANAGE  
RESERVE TRUST**

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

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

**SCHEDULE**

<b>COLUMN 1</b>	<b>COLUMN 2</b>	<b>COLUMN 3</b>
Kindergarten Union of New South Wales Incorporated.	Peninsula Community Pre School (R170072) Reserve Trust.	Reserve No.: 170072. Public Purpose: Non-profit making organisations. Notified: 31 December 1987. File No.: MD88 R 3/1.

For a term commencing the date of this notice.

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

**REVOCATION OF RESERVATION OF CROWN  
 LAND**

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

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

SCHEDULE 1

**COLUMN 1**

Land District: Blayney.  
 Local Government Area: Oberon Council.  
 Locality: Evans.  
 Reserve No.: 94429.  
 Public Purpose: Future public requirements.  
 Notified: 20 March 1981.  
 File No.: OE04 H 114/1.

**COLUMN 2**

The whole being Lot 123, DP No. 753020, Parish Burruga, County Georgiana of an area of 79.52 hectares.

SCHEDULE 2

**COLUMN 1**

Land District: Blayney.  
 Local Government Area: Oberon Council.  
 Locality: Abercrombie.  
 Reserve No.: 73573.  
 Public Purpose: Public Utility.  
 Notified: 23 June 1950.  
 Lot 123, DP No. 753020, Parish Burruga, County Georgiana;  
 Lot 57, DP No. 753018, Parish Bucumba, County Georgiana;  
 Lot 80, DP No. 753018, Parish Bucumba, County Georgiana;  
 Lot 38, DP No. 753018, Parish Bucumba, County Georgiana;  
 Lot 16, DP No. 753008, Parish Ballyroe, County Georgiana;  
 Lot 49, DP No. 753008, Parish Ballyroe, County Georgiana;  
 Lot 51, DP No. 753008, Parish Ballyroe, County Georgiana;  
 Lot 55, DP No. 753008, Parish Ballyroe, County Georgiana;  
 Lot 9, DP No. 753023, Parish Copperhannia, County Georgiana;  
 Lot 14, DP No. 753023, Parish Copperhannia, County Georgiana;  
 Lot 58, DP No. 753036, Parish Jeremy, County Georgiana;  
 Lot 109, DP No. 753036, Parish Jeremy, County Georgiana;  
 Lot 116, DP No. 753036, Parish Jeremy, County Georgiana;  
 Lot 30, DP No. 753040, Parish Kempfield, County Georgiana;

**COLUMN 2**

The part being Lot 123, DP No. 753020, Parish Burruga, County Georgiana, of an area of 79.52 hectares.

Lot 49, DP No. 753040, Parish Kempfield, County Georgiana;  
 Lot 51, DP No. 753040, Parish Kempfield, County Georgiana;  
 Lot 55, DP No. 753040, Parish Kempfield, County Georgiana;  
 Lot 57, DP No. 753040, Parish Kempfield, County Georgiana;  
 Lot 58, DP No. 753040, Parish Kempfield, County Georgiana;  
 Lot 34, DP No. 753049, Parish Mulgunnia, County Georgiana;  
 Lot 39, DP No. 753049, Parish Mulgunnia, County Georgiana;  
 Lot 40, DP No. 753049, Parish Mulgunnia, County Georgiana;  
 Lot 186, DP No. 753049, Parish Mulgunnia, County Georgiana;  
 Lot 198, DP No. 753049, Parish Mulgunnia, County Georgiana;  
 Lot EB, DP No. 753007, Parish Abercrombie, County Georgiana;  
 Lot 48, DP No. 753008, Parish Ballyroe, County Georgiana;  
 Lot 54, DP No. 753008, Parish Ballyroe, County Georgiana;  
 Lot 2, DP No. 753023, Parish Copperhannia, County Georgiana;  
 Lot 13, DP No. 753023, Parish Copperhannia, County Georgiana;  
 Lot 77, DP No. 753036, Parish Jeremy, County Georgiana;  
 Lot 115, DP No. 753036, Parish Jeremy, County Georgiana;  
 Lot 46, DP No. 753040, Parish Kempfield, County Georgiana;  
 Lot 69, DP No. 753056, Parish Thompson, County Georgiana;  
 Lot 99, DP No. 753056, Parish Thompson, County Georgiana;  
 Lot 56, DP No. 753018, Parish Bucumba, County Georgiana;  
 Lot 12, DP No. 753018, Parish Bucumba, County Georgiana.  
 File No.: OE04 H 114/1.

SCHEDULE 3

**COLUMN 1**

Land District: Orange.  
 Local Government Area: Orange City Council.  
 Locality: Shadforth.  
 Reserve No.: 95240.  
 Public Purpose: Future public requirements.  
 Notified: 12 June 1981.  
 File No.: OE04 H 147/1.

**COLUMN 2**

The whole being Lot 237, DP No. 750406, Parish Shadforth, County Bathurst, of an area of 27.42 hectares.

Note: Conversion to freehold.

**TAMWORTH OFFICE****25-27 Fitzroy Street (PO Box 535), Tamworth NSW 2340****Phone: (02) 6764 5100 Fax: (02) 6766 3805****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.

**COLUMN 1**

Robert CHAPMAN  
(new member),  
Maxwell HYSON  
(new member),  
Maurice McINTOSH  
(new member),  
Peter John MURPHY  
(new member),  
Anthony John SPIRES  
(new member),  
Edith TUDMAN  
(new member),  
Robert John VEALL  
(new member).

**COLUMN 2**

Upper Manilla  
Public Recreation  
and Public Hall  
Trust.

**COLUMN 3**

Reserve No.: 89020.  
Public Purpose: Public  
recreation and public hall.  
Notified: 21 September 1973.  
Locality: Upper Manilla.  
File No.: TH90 R 08.

**Term of Office**

For a term commencing this day and expiring 15 January 2010.

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

IN the *NSW Government Gazette* dated 26 November 2004, Folio 8809, under the heading "REVOCATION OF RESERVATION OF CROWN LAND". Please amend the notification by deleting "Lots 7003 and 7004 DP 1028671" and replacing it with "Lot 7003 DP 1028671".

File No.: WA80 R 150.

**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: Gundagai.  
Local Government Area:  
Gundagai Shire Council.  
Locality: Nangus.  
Reserve No.: 60661.  
Public Purpose: Commonage  
(addition).  
Notified: 31 August 1928.  
File No.: WA80 R 150.

**COLUMN 2**

The whole being Lot 7004,  
DP No. 1028671, Parish  
Nangus, County Clarendon, of  
an area of 1.214 hectares.

# Department of Primary Industries

## Agriculture

### PLANT DISEASES ACT 1924

#### PROCLAMATION P159

PROCLAMATION to regulate the importation, introduction and bringing into specified parts of New South Wales of certain fruit originating from or which has moved through other specified parts of New South Wales on account of an outbreak of Queensland fruit fly at Goolgowi.

Her Excellency Professor MARIE BASHIR, A.C.,  
Governor

I, Professor MARIE BASHIR, A.C., Governor of the State of New South Wales, with the advice of the Executive Council:

1. In pursuance of section 4(1) of the Plant Diseases Act 1924 and being of the opinion that any host fruit from the suspension area is likely to introduce the pest Queensland fruit fly (*Bactrocera tryoni*) into the outer area, regulate the importation, introduction or bringing into the outer area of any host fruit originating from or which has moved through the suspension area.
2. Host fruit that originates from or that has moved through the suspension area must not be imported, introduced or brought into the outer area unless:
  - (a) a Plant Health Certificate or a Plant Health Assurance Certificate has been issued in respect of the host fruit, and
  - (b) the host fruit is transported and stored in accordance with any conditions relating to such matters which are stated in the Plant Health Certificate or the Plant Health Assurance Certificate, and
  - (c) the Plant Health Certificate or the Plant Health Assurance Certificate is in the possession of the driver of the vehicle transporting the host fruit or the person otherwise having custody or control of the host fruit while it is in the suspension area or the outer area as the case may be, and
  - (d) the Plant Health Certificate or the Plant Health Assurance Certificate is produced on demand to an inspector or a person authorised pursuant to section 11(3).

#### Definitions

In this Proclamation:

**host fruit** means the fruit specified in Schedule 1.

**outer area** means the area known as the New South Wales Fruit Fly Exclusion Zone, as declared in Proclamation P36 published in *Government Gazette* No. 13 of 31 January 1997 at page 321, other than the suspension area.

**Plant Health Assurance Certificate** means a certificate –

- issued by a person authorised by the New South Wales Department of Primary Industries to issue Plant Health Assurance Certificates, and
- which certifies that the host fruit has been treated in a manner approved by the Director, Animal and Plant Biosecurity of the New South Wales Department of Primary Industries, and

- which specifies any conditions subject to which the host fruit must be transported or stored.

**Plant Health Certificate** means a certificate –

- issued by an inspector or a person authorised pursuant to section 11(3), and
- which certifies that the host fruit has been treated in a manner approved by the Director, Animal and Plant Biosecurity of the New South Wales Department of Primary Industries, and
- which specifies any conditions subject to which the host fruit must be transported or stored.

**suspension area** means the part of New South Wales specified in Schedule 2.

#### Schedule 1 – Host fruit

All citrus fruit, pome fruit, stone fruit and tropical fruit (excepting pineapple).

The following berry fruit:

blackberry	cape gooseberry	raspberry
blueberry	loganberry	strawberry
boysenberry	mulberry	youngberry

The following other fruit:

abiu	jujubes
babaco	kiwifruit or Chinese
loquat	gooseberries
brasilian cherry	medlars
capsicum	pepino
cashew apple	persimmon
cherimoya	pomegranate
chilli (chillies) (cherry	prickly pear
peppers) (tabasco)	rollinia
dates (fresh)	santol
feijoa	tamarillo
fig	tomato
granadilla	walnuts (green)
grumichama (Brazilian	wax jambu
(Costa Rican)	

#### Schedule 2 – Suspension Area

The part of New South Wales within a 15 kilometre radius of coordinates decimal degrees 33.97617 South and 145.71124 East. The part is represented in the map titled “Goolgowi suspension area”.

Note: The NSW Department of Primary Industries reference is P159.

For further information contact the Department on (02) 6391 3593.

Signed and sealed at Sydney this 12th day of January 2005.

By Her Excellency’s Command,

IAN MACDONALD, M.L.C.,  
NSW Minister for Primary Industries  
GOD SAVE THE QUEEN!

## Mineral Resources

### MINING ACT 1992

IN accordance with section 382A of the Mining Act 1992, I, KERRY HICKEY, Minister for Mineral Resources with the concurrence of the Treasurer have determined (a) the following fee lodgement and fee payable for the purposes of the said Act and regulations thereunder and (b) the following opal prospecting licence fee payable for the purpose of section 228(2A) of the Mining Amendment (Miscellaneous Provisions) Act 2004, No. 75.

These fees apply on and from 14 January 2005.

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

### LODGEMENT OF FEES

Application for an Opal Prospecting Licence	\$25.00
Grant of an Opal Prospecting Licence	\$225.00

Note: Application fee for an Opal Prospecting Licence is non refundable.

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# Roads and Traffic Authority

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## ROADS ACT 1993

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

TENTERFIELD SHIRE COUNCIL, in pursuance of Divisions 1, 2 and 3 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 those vehicles described in Clause 4 may be used subject to any requirements or conditions set out in the Schedule.

MARK ARNOLD,  
General Manager,  
Tenterfield Shire Council  
(by delegation from the Minister for Roads)

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### SCHEDULE

#### PART 1 – GENERAL

**1. Citation**

This Notice may be cited as the Tenterfield Shire Council 4.6 Metre High Vehicle Route Notice No. 1/2005.

**2. Commencement**

This Notice takes effect on the date of gazettal.

**3. Effect**

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

**4. Application**

This Notice applies to the vehicle classes specified in Part 2 of this Schedule.

**5. Limitations**

The conditions or requirements set out in Clauses 3.3 and 3.4 of Part 3 ('Vehicle Access'), Part 4 ('General Requirements') and Part 5 ('Special Requirements') of the Schedule to the '4.6 Metre High Vehicle Route Notice 1999' published in *NSW Government Gazette* No. 22 of 19 February 1999, as amended by the Notice published in *NSW Government Gazette* No. 32 of 3 March 2000, must be duly complied with.

#### PART 2 – VEHICLE CLASSES

**2.1 Class 1 vehicles**

- (a) a special purpose vehicle that exceeds 4.3 metres, but does not exceed 4.6 metres, in height;
- (b) a vehicle or combination (including a low loader or load platform combination) that is specially designed for the carriage of a large indivisible item, or is carrying a large indivisible item, that together with any load, exceeds 4.3 metres but does not exceed 4.6 metres in height;

**2.2 Class 2 vehicles**

- (a) a combination carrying vehicles on more than one deck that together with any load, exceeds 4.3 metres but does not exceed 4.6 metres in height;
- (b) a single motor vehicle, or a combination, that exceeds 4.3 metres but does not exceed 4.6 metres in height and is built to carry cattle, sheep, pigs or horses.

**2.3 Class 3 vehicles**

- (a) a single motor vehicle, or a combination, that, together with its load exceeds 4.3 metres but does not exceed 4.6 metres in height and is carrying wool, hay bales or other primary produce;
- (b) a single motor vehicle carrying vehicles on more than one deck that, together with its load exceeds 4.3 metres but does not exceed 4.6 metres in height.
- (c) a single motor vehicle, or a combination, that is constructed to exceed 4.3 metres in height, but does not exceed 4.6 metres in height and is carrying freight, other than cattle, sheep, pigs, horses, wool, hay bales, or other primary produce.
- (d) a single motor vehicle or combination carrying a freight container that together with its load exceeds 4.3 metres in height, but does not exceed 4.6 metres in height



## PART 3 – ROUTES

**5. Routes**

4.6 metre high vehicle routes within the Tenterfield Shire Council.

Road No	Route	Starting point	Finishing point	Conditions
189	Legume-Qld Border (MR189)	Tenterfield-Woodenbong Road (MR622)	NSW/Qld State Border	

**ROADS ACT 1993**

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

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

IAN REYNOLDS,  
General Manager,  
Blacktown City Council  
(by delegation from the Minister for Roads),  
29 September 2004

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

This Notice may be cited as the Blacktown City Council B-Double Notice No. 3/ 2004.

**2. Commencement**

This Notice takes effect from the date of gazettal.

**3. Effect**

This Notice remains in force until 1 July 2007, unless it is amended or repealed earlier.

**4. Application**

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

**5. Routes**

25m B-Double routes where the Gross Mass exceeds 50 tonnes within the Blacktown City Council.

Type	Road	Starting point	Finishing point
25	Riverstone Parade	Bandon Road	81 Riverstone Parade

**ROADS ACT 1993****LAND ACQUISITION (JUST TERMS  
COMPENSATION) ACT 1991**

Notice of Compulsory Acquisition of Land at  
Marsfield in the Ryde City Council area

THE Roads and Traffic Authority of New South Wales by its delegate declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of the Roads Act 1993.

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

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SCHEDULE

ALL that piece or parcel of land situated in the Ryde City Council area, Parish of Hunters Hill and County of Cumberland, shown as Lot 14 Deposited Plan 868513, being part of the land in Certificate of Title 3/261023.

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

(RTA Papers FPP 4M4888; RO F2/387.11088)

**ROADS ACT 1993**

## ORDER - Section 46

Declaration of Beech Road as a Main Road in the  
Liverpool City Local Government area

I, the Minister for Roads, pursuant to Section 46 of the Roads Act, by this Order declare as Main Road No 686, the road described in the schedule below.

CARL SCULLY MP  
Minister for Roads

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SCHEDULE

NAME AND  
NUMBERDESCRIPTION

Main Road No 686	From the Camden Valley Way at Casula via Beech Road to the bridge carrying Beech Road over the M5 South Western Motorway at Casula.
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RNIM 901533 SB

**ROADS ACT 1993****LAND ACQUISITION (JUST TERMS  
COMPENSATION) ACT 1991**

Notice of Compulsory Acquisition of Land at Mulgrave  
in the Hawkesbury City Council area

THE Roads and Traffic Authority of New South Wales by its delegate declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of the Roads Act 1993.

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

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SCHEDULE

ALL that piece or parcel of land situated in the Hawkesbury City Council area, Parish of St Matthew and County of Cumberland, shown as Lot 29 Deposited Plan 1072910, being part of land confirmed for railway purposes by notification in the Government Gazette of 17 February 1863 on page 411.

The land is said to be in the possession of the State Rail Authority of New South Wales.

(RTA Papers FPP 4M5079; RO 91.12130)

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road  
at Cullerin Range 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 & 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 Upper Lachlan Council area, Parish of Cullarin and County of King, shown as Lots 7, 10 and 12 to 16 inclusive, Deposited Plan 263336.

(RTA Papers: 2/181.1113)

## Other Notices

### 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.

36 BATTALION (ST. GEORGE'S ENGLISH RIFLE REGIMENT) ASSOCIATION INCORPORATED Y2388111

CLUB SEDAN DRIVERS ASSOCIATION (NSW) INCORPORATED Y2348029

THE COUNTRY EDUCATION FOUNDATION OF AUSTRALIA INCORPORATED INC9876431

THIEN TEK MAITREYA BUDDHA MISSIONARY INSTITUTE OF AUSTRALIA INCORPORATED Y2608324

Dated: 5 January 2005.

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

### 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.

FRIENDS OF THE FUTURE INCORPORATED Y2342537

LIFE EDUCATION WESTERN SYDNEY INCORPORATED Y1528425

N.S.W. HEALTH FUNDS ASSOCIATION INCORPORATED Y2088420

TAMWORTH HANDSPINNERS & WEAVERS GUILD INC Y1182145

Dated: 5 January 2005.

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

### 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.

DISASTER ALLEVIATION MOVEMENT IN TIME (DAMIT) INCORPORATED Y2478404

GORDON NEW AWARENESS CENTRE INCORPORATED Y2560819

IRATE - ILLAWARRA RESIDENTS AGAINST TOXIC ENVIRONMENTS INCORPORATED Y2547610

PITCAIRN FUTURE PROJECTS FUND INCORPORATED INC9875710

SOUTH COAST SPIRITUAL GROUP INCORPORATED Y2295219

THE SYDNEY SWANS FOUNDATION INCORPORATED INC9880233

UPPER NORTH COAST LANDCARE ALLIANCE INCORPORATED INC9880327

WAHROONGA RESIDENTS ACTION GROUP INCORPORATED Y2749202

WALLACE'S JUNIOR CRICKET CLUB INC Y1405006

Dated: 5 January 2005.

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

### 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.

CHIEF JOSEPH TRAIL HORSE RIDERS AND DRIVERS CLUB INC Y0850624

WARREN SUPPORT SERVICES GROUP INCORPORATED Y2325046

Dated: 5 January 2005.

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

### 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.

COFFS HARBOUR CHILD AND ADOLESCENT  
SEXUAL ASSAULT SERVICE INCORPORATED  
INC9874487

THE PACEMAKERS ASSOCIATION OF AUSTRALIA  
INCORPORATED INC9874299

WALTER T GRANT MEMORIAL CENTRE FOR  
SENIOR CITIZENS INCORPORATED Y1259915

Dated: 5 January 2005.

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

## CONTAMINATED LAND MANAGEMENT ACT 1997

Environment Protection Authority

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

Declaration Number 21066; Area Number 3191

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")

The site to which this declaration relates is described  
as:

- Lot 3 in DP 868373 Lamonds Lane, Nowra, NSW;  
and
  - Lot 1 in DP 702802 Bridge Road, Nowra, NSW;
- in the local government area of Shoalhaven.

A drawing showing the areas within the site that require  
remediation is attached.

### 2. Nature of contamination affecting the site:

The EPA has found that the site is contaminated with the  
following substances ("the contaminants") derived from  
previous gasworks operations including:

- Coal tar;
- Polycyclic aromatic hydrocarbons (PAHs), including  
benzo(a)pyrene;
- Total petroleum hydrocarbons (TPHs);
- Benzene, toluene, ethylbenzene and xylene (BTEX);
- Phenol;
- Cyanide;
- Copper;
- Lead;
- Zinc; and
- Ammonia.

### 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. The  
issues of concern are as follows:

- The site soils are contaminated with polycyclic aromatic  
hydrocarbons (PAHs) including benzo(a)pyrene, total  
petroleum hydrocarbons (TPHs) including benzene,  
and cyanide at concentrations exceeding relevant health  
based investigation levels for 'commercial/industrial'  
land use. Coal tar is also present in surface soils. There  
is the potential for site workers to be exposed to the  
contamination under current industrial/commercial use  
of the site.
- Groundwater at the site is contaminated with PAHs,  
benzene, toluene, ethylbenzene, xylene (BTEX),  
phenol, cyanide, copper, lead, zinc and ammonia at  
concentrations exceeding the trigger values for 95%  
protection of freshwater ecosystems listed in the  
Australian and New Zealand Guidelines for Fresh and  
Marine Water Quality, ANZECC and ARMCANZ,  
2000. Contaminated groundwater may migrate off-site  
and ultimately impact on the Shoalhaven River.

### 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

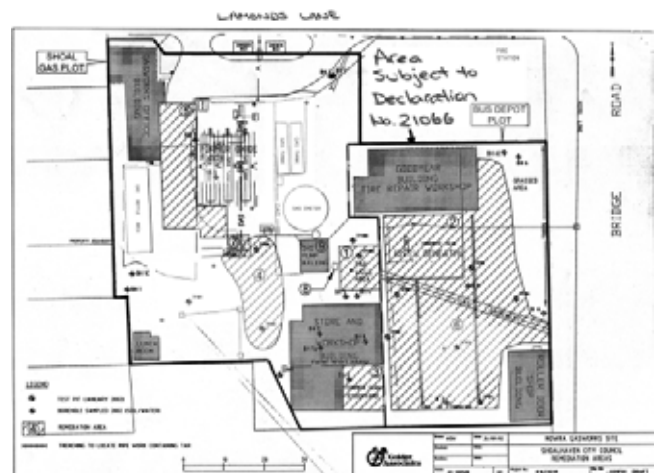
or faxed to 02 9995 5930

by not later than 17 February 2005

NIALL JOHNSTON,  
A/Director,  
Contaminated Sites,

Department of Environment and Conservation

Dated: 4 January 2005



**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.

**CO-OPERATIVES ACT 1992**

## Change of Name

IT is hereby notified that on 6 January 2005, I registered a change of name for William Deane Chambers Co-operative Limited to Level 43 MLC Centre Chambers Co-operative Limited.

Dated this 6th day of January 2005.

EMMA-JANE FLETCHER,  
Delegate of the Registrar of Co-operatives

**ELECTRICITY SUPPLY ACT 1995**

Notice of Approval by Minister for Energy and Utilities

## Market Operations Rule

I, FRANK SARTOR, M.P., Minister for Energy and Utilities, pursuant to section 63C of the Electricity Supply Act 1995, do hereby give notice that I have approved the making of the Market Operations Rule as set out in Schedule 1 to this notice.

The Market Operations Rule is to take effect from date of Gazettal.

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

## SCHEDULE 1

Market Operations Rule  
(NSW Electricity Business to Business Procedures)  
No. 6, 2004

**1. Name of Rule**

This Rule is the Market Operations Rule (NSW Electricity Business to Business Procedures) No. 6, 2004.

**2. Commencement**

This Rule commences from date of gazettal.

**3. Power To Make Rules**

This Rule is made under section 63C of the Act and clauses 10 and 118 of the Regulation, which provide for the Minister to approve rules with respect to the establishment and operation of business to business procedures for the NSW electricity market.

**4. Application**

This Rule applies to all electricity licence holders, in respect of business to business procedures as defined in the NSW Business to Business Procedures document.

**5. Purpose and Objectives of Rule****5.1 General Purpose**

The purpose of this Rule is to ensure electricity licence holders have the ability to interface with other licence holders through the use of consistent business to business procedures including the supporting rules, formats, transactions and information technology and telecommunications architecture, agreed to by the members of the Approved Scheme.

**5.2 Objective**

The objective of this Rule is to establish specific requirements for the efficient operation of business to business procedures in the NSW electricity market by requiring an electricity licence holder to have the necessary business procedures, processes and information technology and telecommunications systems required to operate in accordance with requirements detailed in the NSW Business to Business Procedures document, and supporting business and technical specifications.

**6. Requirement to Participate in an Approved Scheme**

6.1 The licence holder must participate in an Approved Scheme to develop, administer and implement appropriate business to business procedures to support the NSW electricity market.

6.2 The licence holder must comply with the provisions of the Approved Scheme.

6.3 The licence holder must provide to the Minister or the Minister's nominee information about the operation of the Approved Scheme as may be required from time to time by the Minister or the Minister's nominee.

**7. Authorised Licence Holder Interfaces with Business to Business Systems and Procedures of an Approved Scheme**

7.1 The licence holder must do all such things necessary to ensure it establishes, maintains and operates systems, processes and procedures that are compatible and compliant with the business to business procedures as reasonably prescribed from time to time by the rules of the Approved Scheme.

- 7.2 The licence holder must supply all necessary data to support and comply with the procedures of the Approved Scheme.
- 7.3 All data transferred from the licence holder systems in accordance with the requirements of the Approved Scheme must be in a format as prescribed by the Approved Scheme.

## 8. Definitions and Interpretation

### 8.1 In this Rule:

“Act” means the Electricity Supply Act 1995 (NSW).

“Approved Scheme” means a scheme, approved by the Minister, to develop, administer and implement, appropriate business to business procedures to support the NSW electricity market.

“data” means the information required to facilitate the business to business procedures and the operation of the Approved Scheme.

“information technology and telecommunications systems” means the systems to support the transfer of business to business data between the systems and functional units of licence holders in accordance with the rules of the Approved Scheme.

“licence holder” means the holder of a Distribution Network Service Provider’s licence or Retail Supplier’s licence under the Act.

“Minister” means the NSW Minister for Energy and Utilities.

“NSW Business to Business Procedures” document means the latest agreed version of the document, which is managed by and voted on in accordance with the rules of the Approved Scheme.

“procedures” means the business to business procedures detailed in the latest agreed version of the NSW Business to Business Procedures document, including the supporting rules, formats, transactions, information technology and telecommunications architecture and requirements as described in the business and technical specifications of the document.

“Regulation” means the Electricity Supply (General) Regulation 2001.

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### GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of section 7(1) of the Geographical Names Act 1966, the Geographical Names Board has this day assigned the geographical name listed hereunder. Reference: GNB4860.

Assigned Name: Peter van Hasselt Park.  
 Designation: Reserve.  
 L.G.A.: Blacktown City Council.  
 Parish: Rooty Hill.  
 County: Cumberland.  
 L.P.I. Map: Riverstone.  
 100,000 Map: Penrith 9030.  
 Reference: GNB 5034.

The position and the extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. This information can be accessed through the Board’s website at [www.gnb.nsw.gov.au](http://www.gnb.nsw.gov.au).

WARWICK WATKINS,  
 Chairperson

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

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### GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of section 10 of the Geographical Names Act 1966, the Geographical Names Board has this day assigned the geographical names listed hereunder.

Assigned Name: Dyball Reserve.  
 Designation: Reserve.  
 L.G.A.: Shoalhaven City Council.  
 Parish: Farnham.  
 County: St Vincent.  
 L.P.I. Map: Sussex Inlet.  
 1:100,000 Map: Jervis Bay 9027.  
 Reference: GNB 5027.

Assigned Name: Vinegar Hill.  
 Designation: Historic Area.  
 L.G.A.: Blacktown/Baulkham Hills.  
 Parish: Gidley/Castle Hill.  
 County: Cumberland.  
 L.P.I. Map: Riverstone.  
 1:100,000 Map: Penrith 9030.  
 Reference: GNB 5025.

Assigned Name: Fitzsimmons Walkway.  
 Designation: Reserve.  
 L.G.A.: Blacktown City Council.  
 Parish: Prospect.  
 County: Cumberland.  
 L.P.I. Map: Prospect.  
 1:100,000 Map: Penrith 9030.  
 Reference: GNB 5021.

Assigned Name: Beale Reserve.  
 Previous Name: Beale Park.  
 Designation: Reserve.  
 L.G.A.: Hurstville City Council.  
 Parish: St George.  
 County: Cumberland.  
 L.P.I. Map: Botany Bay.  
 1:100,000 Map: Sydney 9130.  
 Reference: GNB 1543.

Assigned Name: Richardson Lions Lookout.  
 Designation: Lookout.  
 L.G.A.: Byron Shire Council.  
 Parish: Billinudgel.  
 County: Rous.  
 L.P.I. Map: Brunswick Heads.  
 1:100,000 Map: Ballina 9640.  
 Reference: GNB 4444.

Assigned Name: Two Mile Lake.  
 Designation: Lake.  
 L.G.A.: Great Lakes Council.  
 Parish: Eurunderee.  
 County: Gloucester.  
 L.P.I. Map: Myall Lake.  
 1:100,000 Map: Bulahdelah.  
 Reference: GNB 4993.

Assigned Name: The Narrows.  
 Designation: Channel.  
 L.G.A.: Great Lakes Council.  
 Parish: Eurunderee.  
 County: Gloucester.  
 L.P.I. Map: Myall Lake.  
 1:100,000 Map: Bulahdelah.  
 Reference: GNB 4993.

Assigned Name: Henrys Point.  
 Designation: Point.  
 L.G.A.: Great Lakes Council.  
 Parish: Eurunderee.  
 County: Gloucester.  
 L.P.I. Map: Myall Lake.  
 1:100,000 Map: Bulahdelah.  
 Reference: GNB 4993.

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.

### HEALTH INSURANCE LEVIES ACT 1982

#### Notice of Prescribed Rate

PURSUANT to the Health Insurance Levies Act 1982, the prescribed rate for the purposes of the Act for the period commencing 1 February 2005, will be 103 cents.

E. J. WITHERS,  
 Chief Commissioner of State Revenue

### MENTAL HEALTH ACT 1990

#### Order Under Section 114

I, ROBYN KRUK, Director-General of the NSW Department of Health, in pursuance of the provisions of section 114 of the Mental Health Act 1990, DO HEREBY DECLARE the Croydon Community Mental Health Service to be a health care agency for the purposes of the Mental Health Act 1990.

Dated: 7 January 2005.

ROBYN KRUK,  
 Director-General

### MENTAL HEALTH ACT 1990

#### Order Under Section 114

I, ROBYN KRUK, Director-General of the NSW Department of Health, in pursuance of the provisions of section 114 of the Mental Health Act 1990, DO HEREBY DECLARE the Camperdown Community Mental Health Service to be a health care agency for the purposes of the Mental Health Act 1990.

Dated: 7 January 2005.

ROBYN KRUK,  
 Director-General

### NATIONAL PARKS AND WILDLIFE ACT 1974

#### Interim Protection Order

IN pursuance of section 91B of the National Parks and Wildlife Act 1974, I BOB DEBUS, the Minister for the Environment, having considered a recommendation by the Director-General of the Department of Environment and Conservation in accordance with section 91A of that Act, do hereby make an Interim Protection Order as follows:

#### Land subject to the interim protection order

Lot 1, DP 42613 and Lot 4, DP248860.

#### Things which are prohibited

The owner and occupier/s of the land subject to this interim protection order are prohibited from doing the things listed in Schedule 1 below and are also prohibited from causing or permitting any other person to do those things.

#### Things allowed only with consent or only subject to conditions

The owner and occupier/s of the land subject to this interim protection order are allowed to do the things listed in Schedule 2 and are allowed to cause or permit any other person to do those things only with the consent of the Minister and only in accordance with any condition set out in Schedule 2 in respect of any thing listed.

#### Schedule 1

1. Trail bike riding on the land or on any part of the land;
2. The creation of access tracks on the land or any part of the land;
3. Excavation of the land or any part of the land;
4. The installation of geotechnical monitoring wells on or in the land or any part of the land;
5. Dumping of garbage, building rubble, garden waste, soil or spoil on the land or on any part of the land;
6. Clearing, slashing, damaging or destroying any tree or any native vegetation on the land or on any part of the land;
7. Damaging or despoiling of the land or any part of the land;
8. Undertaking earthworks on the land or on any part of the land;
9. Disturbing the surface of the soil on the land or on any part of the land;
10. Carrying out of a work, in, on, over or under the land or any part of the land; and

11. Use of the land or any part of the land.

### Schedule 2

The following things may be done only with the prior written consent of the Minister for the Environment and subject to any conditions of that consent:

1. Access through and over the land or any part of the land by off road vehicles;
2. Weed control works;
3. The construction or maintenance of boundary fencing;
4. Restoration, rehabilitation and /or regeneration works; and
5. Fire hazard reduction works.

If a thing is referred to in both Schedule 1 and Schedule 2, schedule 2 prevails.

### Duration of interim protection order

This interim protection order has effect for a period of 12 months.

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

### NATIONAL PARKS AND WILDLIFE ACT 1974

South East Forest National Park and Egan Peaks Nature Reserve

Draft Plan of Management

A draft plan of management for South East Forest National Park and Egan Peaks Nature Reserve has been prepared and is on exhibition until 22 April 2005.

The plan is available free of charge from the NPWS offices at Corner Merimbula and Sapphire Coast Drive, Merimbula, and 6 Rutledge Street, Queanbeyan. The plan is also available for perusal at NPWS offices in Bombala and Narooma and on the NPWS website: [www.nationalparks.nsw.gov.au](http://www.nationalparks.nsw.gov.au).

Written submissions on the plan must be received by The Regional Manager, National Parks and Wildlife Service, PO Box 656, Merimbula NSW 2548 by 22 April 2005.

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

### PARENTS AND CITIZENS' ASSOCIATIONS INCORPORATION ACT 1976

Incorporation of Parents and Citizens' Associations

THE following associations are hereby incorporated under the Parents and Citizens' Associations Incorporation Act 1976.

1. Bellingen High School
2. Caringbah North Public School
3. Glendenning Public School
4. Gooloogong Public School
5. Macintyre High School

6. Narara Valley High School
7. Noumea Public School
8. Regentville Public School
9. Warialda High School
10. Wauchope High School

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

### PARLIAMENTARY ELECTORATES AND ELECTIONS ACT 1912

No. 41 – PROCLAMATION

MARIE BASHIR, Governor

I, Professor MARIE BASHIR, A.C., Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 15 of the Parliamentary Electorates and Elections Act 1912, do, by this my Proclamation, declare that the name and boundaries of the electoral district of Myall Lakes, as determined by the Electoral Districts Commissioners under the said Act but omitted from my Proclamation of 21 December 2004, are as set out in the Schedule hereto.

Signed and sealed at Sydney, this 13th day of January 2005.

By Her Excellency's Command,

ANDREW REFSHAUGE, M.P.,  
Acting Premier

GOD SAVE THE QUEEN!

### STATE ELECTORAL DISTRICT OF MYALL LAKES

Commencing at the mouth of the Manning River on the mean low water mark of the shore of South Pacific Ocean; and bounded thence by that river and Landsdowne River, upwards to the eastern prolongation of the northern boundary of Lot 23, DP 754410; by that prolongation, boundary and part of the western boundary of that lot, westerly and southerly, the eastern prolongation of the northern boundary of Lot 180, DP 754410, that boundary and its prolongation, westerly, part of the eastern and the northern boundaries of Lot PT 4, DP 557985 and its prolongation, northerly and westerly to the south-western side of Upper Landsdowne Road; by that side of that road, north-westerly to the south-eastern boundary of Lot 31, DP 786610; by that boundary and part of the western boundary of that lot, south-westerly and northerly and part of the northern boundary of Lot 4, DP 841324, westerly to an unnamed creek flowing through the previous lot, DP, Lot 5, DP841321; by that creek and Gun Creek, downwards Dawson River, upwards to Yarratt Road; by that road and Cedar Party Road, generally south-westerly, Comboyne Road, generally southerly, Middlebrook Road, generally westerly and Bulga Road, generally southerly to Dingo Creek; by that creek, downwards to Wherrol Flat Road; by that road, generally north-westerly, Black Flat Lane, generally south-westerly, Nowendoc Road, generally southerly and Norwood Lane, generally westerly to Woolshed Creek; by that creek, downwards and Manning River, aforesaid, upwards to the generally eastern boundary of Gloucester



Shire Council, gazetted 26th August 1960; by part of that boundary southerly, the eastern boundaries of the Parishes of Terreel, Gorton and Stroud, County of Gloucester, southerly to Alderley Creek; by that creek, downwards, Karuah River and Lillipilli Gully, upwards to Booral Washpool Road; by that road, generally southerly to the eastern prolongation of the north-western boundary of Lot 100, DP 708153; by that prolongation, boundary and the western boundary of that lot, south-westerly and southerly, the southern boundary of Lot 10, DP 841740, westerly, part of the generally western boundary of Great Lakes Shire, gazetted Local Government Act No 110, 1980, generally southerly, part of the generally northern boundary of Port Stephens Council, gazetted 13th November 1970, generally south-easterly to the Pacific Highway; by that highway, generally north-easterly to Split Yard Creek; by that creek and its prolongation, downwards to the mean low water mark of the right bank of Nerong Creek; by that mean low water mark, downwards and the mean low water mark of the generally south-western and south-eastern shores of Bombah Broadwater, generally south-easterly and generally north-easterly to the western prolongation of the northern boundary of Lot 2, DP 568487; by that prolongation, boundary and its prolongation, easterly to the mean low water mark of the shore of South Pacific Ocean, aforesaid, and by that mean low water mark (except at the entrance of any river, creek or inlet of the sea where the boundary shall be a straight line connecting two points on the shore opposite the outermost headlands at the entrance of any such river, creek or inlet of the sea) generally north-easterly to the point of commencement (inclusive of all islands lying off the coast of the district above defined).

### PESTICIDES ACT 1999

#### Notice Under Section 48(4)

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

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

#### SCHEDULE

#### Aircraft (Pesticide Applicator) Licence

Name and address of Licensee	Date of Granting of Licence
BJT AIR AG PTY LTD (trading as AIR AG), 802 Newell Highway, Boggabilla NSW 2409.	7 January 2005.

### SUBORDINATE LEGISLATION ACT 1989

#### Explosives Regulation 2005

#### Occupational Health and Safety Amendment (Dangerous Goods) Regulation 2005

NOTICE is given in accordance with section 5(2)(a) of the Subordinate Legislation Act 1989, of the intention to make a principal statutory regulation, the proposed Explosives Regulation 2005, under the Explosives Act 2003. The object of the proposed Regulation is to provide for the safe and secure handling of explosives and ammonium nitrate through a licensing regime and specific hazard controls.

WorkCover is also seeking comment on the proposed Occupational Health and Safety Amendment (Dangerous Goods) Regulation 2005 and associated Code of Practice. The object of this Regulation is to amend the Occupational Health and Safety Regulation 2001, to protect the health and safety of persons from hazards arising from the storage and handling of dangerous goods. Although it is not a requirement of the Subordinate Legislation Act that a Regulatory Impact Statement is prepared for this Regulation, WorkCover is seeking comments on this proposed Regulation at the same time as the proposed Explosives Regulation as together the proposed regulations form a new regulatory regime for dangerous goods in New South Wales.

The proposed Regulations, the Explosives Act 2003 and Occupational Health and Safety Amendment (Dangerous Goods) Act 2003, once commenced, will replace the Dangerous Goods Act 1975 and Dangerous Goods (General) Regulation 1999.

A copy of the proposed Regulations, Code of Practice and Regulatory Impact Statement for the Explosives Regulation are available on [www.workcover.nsw.gov.au](http://www.workcover.nsw.gov.au) or by contacting 13 10 50. Note: Persons who ordered copies through the Public Information Seminars will automatically be set copies.

Comments and submissions on the proposed Regulations, Code of Practice and Regulatory Impact Statement should be received by Monday, 21 February 2005 and directed to:

The Manager  
Regulation Development and Implementation Unit  
WorkCover NSW  
Locked Bag 2906  
Lisarow NSW 2252  
Fax: 02 9287 5182  
Email: [dg.publiccomment@workcover.nsw.gov.au](mailto:dg.publiccomment@workcover.nsw.gov.au)

Submissions can also be submitted online at [www.workcover.nsw.gov.au](http://www.workcover.nsw.gov.au).

WorkCover. **Watching out for you.**

**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

### ALBURY CITY COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991  
Notice of Compulsory Acquisition of Land

THE Albury City Council declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purpose of a bulky goods home centre. Dated at Albury this 10th day of January 2005. MARK CLIFFORD HENDERSON, General Manager, Albury City Council, PO Box 323, Albury NSW 2640.

#### SCHEDULE

Lot 327, DP 753326, Albury. [0942]

### WELLINGTON COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991  
Notice of Compulsory Acquisition of Land

WELLINGTON COUNCIL declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provision of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of accommodation for a police lock-up keeper, a tourist information and travel centre, Council/State Government offices and a local heritage facility. Dated at Wellington this 12th day of January 2005. D. RAMSLAND, General Manager, Wellington Council, PO Box 62, Wellington NSW 2820.

#### SCHEDULE

Lot 1, DP 10676604. [0946]

## ESTATE NOTICES

IN the Supreme Court of New South Wales, Equity Division, Probate No. 121029/04. –Notice of intended distribution of estate.–Any person having any claim upon the estate of CHARLES DOUGLAS SIBLEY, late of Narrabeen, in the State of New South Wales, retired real estate agent, who died on 21st October 2004, must send particulars of his/her claim to the executor, Alan Desmond Hickey, c.o. John de Mestre & Co., Solicitors, Level 10, 99 Elizabeth Street, Sydney NSW 2000, within one (1) 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 that time of distribution he has notice. Probate was granted in New South Wales on 10th December 2004. JOHN DE MESTRE & CO., Solicitors, Level 10, 99 Elizabeth Street, Sydney NSW 2000 (DX 1224, SYDNEY), Tel.: 9221 3966. Reference: ADH:mk:3451. [0939]

NOTICE of intended distribution of estate.–Any person having any claim upon the estate of LORIS WAYNE HARVEY, late of 46 Cumbernauld Crescent, Dharruk, in the

State of New South Wales, cleaning contractor, who died on 13th October 2004, must send particulars of his/her claim to the executors, Coral Denise Harvey and Larn Wade Harvey, c.o. Collins & Thompson, Solicitors, 8 Coronation Street, Hornsby NSW 2077, 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 executors have notice. Probate was granted in New South Wales on 17th December 2004. COLLINS & THOMPSON, Solicitors, 8 Coronation Street, Hornsby NSW 2077. Reference: DJT: JAC:86886 - HARVEY. [0941]

NOTICE of intended distribution of estate.–Any person having any claim upon the estate of CARRIE PATON (also known as Carol Paton), late of 91 Kennedy Parade, Lalor Park, in the State of New South Wales, home duties, who died on 11th November 2004, must send particulars of his/her claim to the executor, Michael Arthur Redfern, 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 executor has notice. Probate was granted in New South Wales on 17th December 2004. LOW DOHERTY & STRATFORD, Solicitors, 9 Campbell Street, Blacktown NSW 2148 (DX8109 Blacktown). [0943]

NOTICE of intended distribution of estate.–Any person having any claim upon the estate of IRENE STEINER, late of 23 Marilyn Crescent, Tumbi Umbi, in the State of New South Wales, who died on 11th October 2004, must send particulars of his/her claim to the executor, Melvyn John Steiner, c.o. Collins & Thompson, Solicitors, 8 Coronation Street, Hornsby NSW 2077, 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 20 December 2004. COLLINS & THOMPSON, Solicitors, 8 Coronation Street, Hornsby NSW 2077. Reference: DJT: JAC:86816. [0944]

## COMPANY NOTICES

NOTICE of voluntary winding up.–MILBEY (WALLEND BEEN) PTY LIMITED, ACN 008 432 326.–In the matter of the Corporations Law and in the matter of the abovenamed company, at a general meeting of the abovenamed company convened and held at 83-85 Spring Street, Bondi Junction on 14th October 2004, the following was duly passed as a special resolution in accordance with a recommendation by the Directors: “That the company be wound up voluntarily and that Donald A. Baldry of 83-85 Spring Street, Bondi Junction be appointed liquidator”. Dated 23rd December 2004. DONALD A. BALDRY, Liquidator, c.o. Dawson & Partners, Chartered Accountants, 92 Cooper Street (PO Box 201), Cootamundra NSW 2590, tel.: (02) 6942 1711. [0940]

NOTICE of meeting of members.—RELOGU PTY LIMITED, ACN 002 609 403 (in liquidation).—Notice is hereby given that pursuant to section 509 of the Corporations Law, the final meeting of the abovenamed company which is in voluntary liquidation will be held at 52 Osborne Street, Nowra, on Monday, 14th February 2005, commencing at 11:00 a.m., for the purpose of laying before the meeting accounts showing how the winding up of the company has been conducted and how the property of the company has been disposed of and giving an explanation of the accounts. Dated this 14th day of January 2005. A. W. BARNES, Liquidator, c.o. Booth Partners, Certified Practising Accountants, PO Box 1055, Nowra NSW 2541, tel.: (02) 4421 4344. [0945]