



# Government Gazette

OF THE STATE OF  
NEW SOUTH WALES

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## LEGISLATION

### Proclamations



New South Wales

## Proclamation

under the

Cancer Institute (NSW) Act 2003 No 14

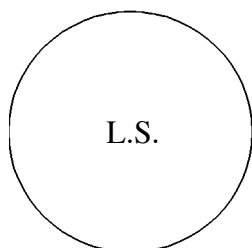
MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of sections 2 and 27 of the *Cancer Institute (NSW) Act 2003*, do, by this my Proclamation:

- (a) appoint 21 October 2005 as the day on which Schedule 3.3 to that Act commences, and
- (b) repeal the *New South Wales Cancer Council Act 1995* (with effect on and from 21 October 2005).

Signed and sealed at Sydney, this 19th day of October 2005.

By Her Excellency's Command,



L.S.

FRANK SARTOR, M.P.,  
Minister Assisting the Minister for Health (Cancer)  
GOD SAVE THE QUEEN!

### Explanatory note

The object of this Proclamation is to commence an amendment that removes the New South Wales Cancer Council from the list of statutory bodies under the *Public Finance and Audit Act 1983* (the Council is now a company registered under the *Corporations Act 2001* of the Commonwealth) and to also repeal the *New South Wales Cancer Council Act 1995*.

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# Regulations

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New South Wales

## Casino Control Amendment (Display of Notices) Regulation 2005

under the

Casino Control Act 1992

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Casino Control Act 1992*.

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

### Explanatory note

The object of this Regulation is to make it clear that certain notices which are currently required to be displayed on gaming machines in the casino (or on ATMs and cash-back terminals in the casino environs) are positioned on those machines and terminals so as to enable persons to clearly see the notices while playing or using the machines or terminals. The notices relate to information about the chances of winning on gaming machines, the dangers of gambling and the availability of problem gambling counselling services.

This Regulation is made under the *Casino Control Act 1992*, including section 170 (the general regulation-making power) and clause 11 of Schedule 3.

Clause 1 Casino Control Amendment (Display of Notices) Regulation 2005

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## **Casino Control Amendment (Display of Notices) Regulation 2005**

under the

Casino Control Act 1992

### **1 Name of Regulation**

This Regulation is the *Casino Control Amendment (Display of Notices) Regulation 2005*.

### **2 Amendment of Casino Control Regulation 2001**

The *Casino Control Regulation 2001* is amended as set out in Schedule 1.

Casino Control Amendment (Display of Notices) Regulation 2005

Amendments

Schedule 1

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## Schedule 1 Amendments

(Clause 2)

- [1] **Clause 24 Display of information concerning chances of winning prizes on gaming machines**  
Omit “prominently displayed on the front or top of” from clause 24 (3) (b).  
Insert instead “displayed on”.
- [2] **Clause 24 (3A)**  
Insert after clause 24 (3):  
(3A) Any such notice that is required to be displayed as referred to in subclause (3) (b) must be positioned so as to enable a person to clearly see the notice while playing the gaming machine.
- [3] **Clause 28 Dangers of gambling—notice to be displayed on gaming machines**  
Omit clause 28 (3). Insert instead:  
(3) The gambling warning notice and problem gambling notice must be displayed on each gaming machine kept in the casino.  
(3A) Each such notice must be positioned so as to enable a person to clearly see the notice while playing the gaming machine.
- [4] **Clause 28 (9)**  
Omit “, or placed on top of”.
- [5] **Clause 30 Signage to be displayed on ATMs and cash-back terminals**  
Omit “in a prominent position on the front or top, or in the immediate vicinity, of” from clause 30 (1).  
Insert instead “on, or in the immediate vicinity of”.
- [6] **Clause 30 (1AA)**  
Insert after clause 30 (1):  
(1AA) If the notice is displayed on an ATM or cash-back terminal, it must be positioned so as to enable a person to clearly see the notice while using the ATM or cash-back terminal.



New South Wales

# Fisheries Management (Aquatic Reserves) Amendment (Shiprock Aquatic Reserve) Regulation 2005

under the

Fisheries Management Act 1994

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Fisheries Management Act 1994*.

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

## Explanatory note

The objects of this Regulation are as follows:

- (a) to prohibit the construction, use or operation of jetties or slipways in the Shiprock Aquatic Reserve,
- (b) to enable the Director-General to order the removal of jetties or slipways constructed in contravention of that prohibition.

This Regulation is made under the *Fisheries Management Act 1994*, including sections 197 and 289 (the general regulation-making power).

Clause 1 Fisheries Management (Aquatic Reserves) Amendment (Shiprock Aquatic Reserve) Regulation 2005

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## **Fisheries Management (Aquatic Reserves) Amendment (Shiprock Aquatic Reserve) Regulation 2005**

under the

Fisheries Management Act 1994

### **1 Name of Regulation**

This Regulation is the *Fisheries Management (Aquatic Reserves) Amendment (Shiprock Aquatic Reserve) Regulation 2005*.

### **2 Amendment of Fisheries Management (Aquatic Reserves) Regulation 2002**

The *Fisheries Management (Aquatic Reserves) Regulation 2002* is amended as set out in Schedule 1.

Fisheries Management (Aquatic Reserves) Amendment (Shiprock Aquatic Reserve) Regulation 2005

Amendment

Schedule 1

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## Schedule 1 Amendment

(Clause 2)

### Clause 12A

Insert after clause 12:

#### 12A Construction, operation or use of slipway prohibited

- (1) A person must not construct, use or operate a jetty or slipway in the Reserve.  
Maximum penalty: 100 penalty units in the case of a corporation, 50 penalty units in any other case.
- (2) Subclause (1) does not apply in relation to a jetty or slipway:
  - (a) lawfully constructed before, and in existence immediately before, the commencement of this clause, or
  - (b) the subject of a development consent that was granted under the *Environmental Planning and Assessment Act 1979* before the commencement of this clause and remains in force.
- (3) If a jetty or slipway is constructed by a person in contravention of this clause, the Director-General may, by order in writing given to the person, require that person to remove or dismantle the jetty or slipway within a period specified in the order.
- (4) The method by which the jetty or slipway is to be removed or dismantled may be specified in the order.
- (5) A person who fails to comply with an order given under subclause (3) is guilty of an offence.  
Maximum penalty: 100 penalty units in the case of a corporation, 50 penalty units in any other case.
- (6) If an order given under subclause (3) is not complied with within the period specified in it, the Director-General may cause the work specified in the order to be carried out.
- (7) Action may be taken against a person under subclause (3) or (5) regardless of whether the person has been charged with having committed an offence under subclause (1).



New South Wales

## Gaming Machines Amendment (Miscellaneous) Regulation 2005

under the

Gaming Machines Act 2001

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

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

### Explanatory note

The objects of this Regulation are as follows:

- (a) to make it clear that certain notices which are currently required to be displayed on gaming machines, ATMs and cash-back terminals in hotels and on club premises are positioned so as to enable persons to clearly see the notices while playing or using the machine or terminal concerned (such notices relate to information about the chances of winning on gaming machines, the dangers of gambling and the availability of problem gambling counselling services),
- (b) to provide that the social impact assessment (*SIA*) that is required to be provided in connection with an application to keep gaming machines in a venue is to be a class 1 *SIA* in certain circumstances (eg when a hotelier, whose licence has been cancelled because of non-payment of the annual licence fee under the *Liquor Act 1982* but has been subsequently reinstated, applies to have the hotel's *SIA* threshold reinstated, or when the adjoining or adjacent premises of 2 clubs are redefined as a single set of premises and an application is made by the amalgamated club to keep the same number of gaming machines on the redefined premises as were previously kept on the premises before they were redefined),
- (c) to require information about gaming machine density, and level of expenditure on gaming machines, to be included in a class 2 *SIA*,
- (d) to ensure, in the case where a venue is situated in a retail shopping centre that is excluded from the operation of section 60 of the *Gaming Machines Act 2001*, that the Liquor Administration Board takes that fact into account when determining a class 2 *SIA* provided in connection with an application to keep gaming machines in the venue,



Gaming Machines Amendment (Miscellaneous) Regulation 2005

Explanatory note

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- (e) to make it clear that employees or officers of the Crown, persons who provide advice to the Board about SIAs and certain employees of clubs or hoteliers are not required to hold a gaming machine adviser's licence under the *Gaming Machines Act 2001*,
- (f) to exempt certain clubs from the operation of section 60 of the Act (which prevents gaming machines from being kept in retail shopping centres).

This Regulation is made under the *Gaming Machines Act 2001*, including sections 35, 47 (2) and 210 (the general regulation-making power), in particular section 210 (2) (p) and (4).

Gaming Machines Amendment (Miscellaneous) Regulation 2005

Clause 1

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## **Gaming Machines Amendment (Miscellaneous) Regulation 2005**

under the

Gaming Machines Act 2001

### **1 Name of Regulation**

This Regulation is the *Gaming Machines Amendment (Miscellaneous) Regulation 2005*.

### **2 Amendment of Gaming Machines Regulation 2002**

The *Gaming Machines Regulation 2002* is amended as set out in Schedule 1.

## Gaming Machines Amendment (Miscellaneous) Regulation 2005

Schedule 1 Amendments

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**Schedule 1 Amendments**

(Clause 2)

- [1] Clause 21 Display of information concerning chances of winning prizes on gaming machines**  
Omit clause 21 (3) (b). Insert instead:
- (b) displayed on each approved gaming machine kept in the hotel or on the premises of the club.
- [2] Clause 21 (3A)**  
Insert after clause 21 (3):
- (3A) Any such notice that is required to be displayed on an approved gaming machine must be positioned so as to enable a person to clearly see the notice while playing the gaming machine.
- [3] Clause 25 Dangers of gambling—notice to be displayed on gaming machines**  
Omit clause 25 (3). Insert instead:
- (3) The gambling warning notice and problem gambling notice must be displayed on each approved gaming machine kept in the hotel or on the premises of the club.
  - (3A) Each such notice must be positioned so as to enable a person to clearly see the notice while playing the gaming machine.
- [4] Clause 25 (10)**  
Omit “, or placed on top of”.
- [5] Clause 27 Signage to be displayed on ATMs and cash-back terminals**  
Omit “in a prominent position on the front or on top of” from clause 27 (1).  
Insert instead “on”.
- [6] Clause 27 (1A)**  
Insert after clause 27 (1):
- (1A) The notice must be positioned so as to enable a person to clearly see the notice while using the ATM or cash-back terminal.

## Gaming Machines Amendment (Miscellaneous) Regulation 2005

Amendments

Schedule 1

**[7] Clause 33 Classes of social impact assessment**

Insert after clause 33 (2A):

- (2B) If:
- (a) a hotelier's licence is cancelled under section 56C of the *Liquor Act 1982* but is subsequently reinstated under that section, and
  - (b) the hotelier applies under Part 5 of the Act for authorisation to keep a number of approved gaming machines that is no more than the SIA threshold for the hotel immediately before the licence was cancelled,
- the social impact assessment that is required to be provided in connection with the application is to be a class 1 social impact assessment.

**[8] Clause 33 (3)**

Omit "clause 40A (3)". Insert instead "clauses 40A (3) and 40B".

**[9] Clause 35 Class 2 social impact assessment**

Omit clause 35 (3) (f). Insert instead:

- (f) a statement, supported by data provided in the social impact assessment, indicating:
  - (i) the number of persons (aged 18 years or over) per gaming machine that would be available in the local community if the application were granted, and
  - (ii) the level of expenditure per person (aged 18 years or over) on gaming machines in the local community over a period of time specified by the Board,
- (g) if it is impracticable to provide the information referred to in paragraph (f)—a statement, supported by data provided in the social impact assessment, indicating:
  - (i) the number of persons (aged 18 years or over) per gaming machine that would be available, if the application were granted, in the local government area in which the venue is situated, and
  - (ii) the level of expenditure per person (aged 18 years or over) on gaming machines in the local government area in which the venue is situated over a period of time specified by the Board,

## Gaming Machines Amendment (Miscellaneous) Regulation 2005

## Schedule 1 Amendments

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- (h) a comparison of the gaming machine density and level of gaming machine expenditure (as referred to in paragraph (f) or (g)) with other relevant areas, as specified by the Board, and with the State as a whole.

**[10] Clause 35 (6) (a1)**

Insert after clause 35 (6) (a):

- (a1) in the case of a class 2 social impact assessment provided in accordance with clause 138A (2)—the fact that the hotel is, or the premises of the club are, part of a retail shopping centre, and

**[11] Clause 40B**

Insert after clause 40A:

**40B Provision of class 1 social impact assessment in relation to amalgamated club premises**

If:

- (a) 2 registered clubs amalgamate under section 17A of the *Registered Clubs Act 1976*, and
- (b) the premises of one of those clubs were, immediately before the amalgamation, adjoining or adjacent to any of the other club's premises, and
- (c) the amalgamated club applies for the premises that are adjoining or adjacent to each other to be redefined under that Act as a single set of premises, and
- (d) a social impact assessment is required to be provided in connection with an application under Part 5 of the Act to keep approved gaming machines on the redefined premises, and
- (e) the application under Part 5 of the Act would, if granted by the Board, result in the amalgamated club keeping, on the redefined premises, no more approved gaming machines than the number that were authorised to be kept on each of the premises that were adjoining or adjacent to each other immediately before the application to redefine the premises was made,

the social impact assessment is to be a class 1 social impact assessment.

## Gaming Machines Amendment (Miscellaneous) Regulation 2005

Amendments

Schedule 1

**[12] Clause 135A**

Insert after clause 135:

**135A Exclusion of certain persons from definition of “gaming machine adviser”**

The following persons are, to the extent that they give advice or issue or publish analyses or reports about poker machines or approved amusement devices, exempt from the definition of *gaming machine adviser* in section 82 of the Act in the circumstances as specified:

- (a) any person providing advice to the Board, at the Board’s request, in relation to social impact assessments,
- (b) an officer or employee of the Crown when carrying out his or her duties as such an officer or employee,
- (c) an employee of a hotelier or registered club whose giving of any such advice, or whose issuing or publishing of any such analyses or reports, is incidental to, and not the main part of, the employee’s duties as such an employee.

**[13] Clause 138B**

Insert after clause 138A:

**138B Exemption from operation of section 60 of the Act (Gaming machines not permitted in retail shopping centres)**

- (1) If:
  - (a) the premises of a registered club were part of a retail shopping centre as at 2 April 2002, and
  - (b) the club moves to other premises that are part of (or that adjoin) the shopping centre or extends its premises into another part of the shopping centre,the club is exempt from the operation of section 60 of the Act (but only in relation to the premises of the club that are part of the shopping centre concerned).
- (2) If a social impact assessment is required to be provided in connection with an application to keep approved gaming machines on the new or extended premises (as referred to in subclause (1) (b)), the social impact assessment is to be a class 1 social impact assessment.
- (3) Subclause (2) has effect despite any other provision of this Regulation.



New South Wales

# Passenger Transport (Taxi-cab Services) Amendment (Licence Fees) Regulation 2005

under the

Passenger Transport Act 1990

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Passenger Transport Act 1990*.

JOHN WATKINS, M.P.,  
Minister for Transport

## Explanatory note

The object of this Regulation is to facilitate the following arrangements:

- (a) an arrangement under which the holder of a private hire vehicle licence acquired before 13 September 2001 may surrender the licence in return for the issue of a new taxi-cab licence without having to pay full market value for the new licence,
- (b) an arrangement under which the holder of a taxi-cab licence (acquired under a previous arrangement) may surrender the licence in return for the issue of a different taxi-cab licence.

This Regulation is made under the *Passenger Transport Act 1990*, including sections 63 (the general regulation-making power) and 32I.

Clause 1            Passenger Transport (Taxi-cab Services) Amendment (Licence Fees)  
                         Regulation 2005

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## **Passenger Transport (Taxi-cab Services) Amendment (Licence Fees) Regulation 2005**

under the

Passenger Transport Act 1990

### **1 Name of Regulation**

This Regulation is the *Passenger Transport (Taxi-cab Services) Amendment (Licence Fees) Regulation 2005*.

### **2 Amendment of Passenger Transport (Taxi-cab Services) Regulation 2001**

The *Passenger Transport (Taxi-cab Services) Regulation 2001* is amended as set out in Schedule 1.



Passenger Transport (Taxi-cab Services) Amendment (Licence Fees)  
Regulation 2005

Amendment

Schedule 1

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## Schedule 1      Amendment

(Clause 2)

### Clause 82 Reduced fees for licences

Insert after clause 82 (1) (b):

- (c) circumstances in which an application for a taxi-cab licence is made, during the period between 1 November 2005 and 31 March 2006, by the holder of a private hire vehicle licence (being a licence acquired by the holder prior to 13 September 2001) in accordance with arrangements approved by the Director-General under which the private hire vehicle licence is to be replaced by a taxi-cab licence,
- (d) circumstances in which an application for a taxi-cab licence is made, during the period between 1 November 2005 and 31 March 2006, by the holder of a different taxi-cab licence (being a licence acquired by the holder pursuant to an application referred to in paragraph (b)) in accordance with arrangements approved by the Director-General under which a taxi-cab licence for one area of operation may be replaced by a taxi-cab licence for another area of operation.



New South Wales

## Sheriff Amendment (Delegation) Regulation 2005

under the

Sheriff Act 2005

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Sheriff Act 2005*.

BOB DEBUS, M.P.,  
Attorney General

### Explanatory note

The object of this Regulation is to amend the *Sheriff Regulation 2005* to provide that the Sheriff may delegate the Sheriff's functions to the Sector Supervisor of NSW Police on Lord Howe Island.

This Regulation is made under the *Sheriff Act 2005*, including section 5 (c) and section 16 (the general regulation-making power).

Clause 1 Sheriff Amendment (Delegation) Regulation 2005

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## **Sheriff Amendment (Delegation) Regulation 2005**

under the

Sheriff Act 2005

### **1 Name of Regulation**

This Regulation is the *Sheriff Amendment (Delegation) Regulation 2005*.

### **2 Amendment of Sheriff Regulation 2005**

The *Sheriff Regulation 2005* is amended by inserting after clause 3 the following clause:

#### **3A Delegation of Sheriff's functions: section 5**

For the purposes of section 5 (c) of the Act, the Sector Supervisor of NSW Police on Lord Howe Island is prescribed as a person to whom the Sheriff may delegate the Sheriff's functions.

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## By-laws

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New South Wales

# University of Sydney Amendment (National Governance Protocols Requirements) By-law 2005

under the

University of Sydney Act 1989

Her Excellency the Governor, with the advice of the Executive Council, has approved the following By-law made by the Senate of the University of Sydney under the *University of Sydney Act 1989*.

CARMEL TEBBUTT, M.L.C.,  
Minister for Education and Training

### Explanatory note

The object of this By-law is to amend the *University of Sydney By-law 1999* as a consequence of the amendment of the *University of Sydney Act 1989* by the *University Legislation Amendment Act 2004*. The amendments included in this By-law relate to:

- (a) the procedures for the election of Fellows of the Senate, and
- (b) the procedures for nomination of appointed Fellows of the Senate.

This By-law is made under the *University of Sydney Act 1989*, including sections 9 and 36 (the general power to make By-laws).

Clause 1 University of Sydney Amendment (National Governance Protocols Requirements) By-law 2005

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## **University of Sydney Amendment (National Governance Protocols Requirements) By-law 2005**

under the

University of Sydney Act 1989

### **1 Name of By-law**

This By-law is the *University of Sydney Amendment (National Governance Protocols Requirements) By-law 2005*.

### **2 Amendment of University of Sydney By-law 1999**

The *University of Sydney By-law 1999* is amended as set out in Schedule 1.

University of Sydney Amendment (National Governance Protocols Requirements) By-law 2005

Amendments

Schedule 1

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## Schedule 1 Amendments

(Clause 2)

**[1] Clause 3 Definitions**

Insert in alphabetical order in clause 3 (1):

*Nominations Committee* means the Committee established under clause 46A.

**[2] Clause 15 Definitions**

Omit “section 9 (5)” from the definition of *election*.

Insert instead “section 9 (1) (d)–(h)”.

**[3] Clause 16 Returning officer**

Insert after clause 16 (1):

(1A) The returning officer is to take all reasonable steps to ensure the fairness and integrity of the election process.

**[4] Clause 19 Academic staff Fellow**

Omit “section 9 (5) (a)”. Insert instead “section 9 (1) (d)”.

**[5] Clause 20 Non-academic staff Fellow**

Omit “section 9 (5) (b)”. Insert instead “section 9 (1) (e)”.

**[6] Clause 21 Undergraduate student Fellow**

Omit “section 9 (5) (c)”. Insert instead “section 9 (1) (f)”.

**[7] Clause 22 Postgraduate student Fellow**

Omit “section 9 (5) (d)”. Insert instead “section 9 (1) (g)”.

**[8] Clauses 23, 27 (1) (b) and 45**

Omit “section 9 (5) (e)” wherever occurring. Insert instead “section 9 (1) (h)”.

**[9] Clause 24 Terms of office**

Omit clause 24 (1)–(4). Insert instead:

(1) A Fellow elected pursuant to section 9 (1) (d) of the Act holds office:

(a) in the case of a Fellow elected to hold office on and from 1 December 2005, until and including 31 May 2007, and

University of Sydney Amendment (National Governance Protocols Requirements) By-law 2005

Schedule 1 Amendments

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- (b) in any other case, for a term of 2 years on and from 1 June following election.
- (2) A Fellow elected pursuant to section 9 (1) (e) of the Act holds office:
  - (a) in the case of a Fellow elected to hold office on and from 1 December 2005, until and including 31 May 2007, and
  - (b) in any other case, for a term of 2 years on and from 1 June following election.
- (3) A Fellow elected pursuant to section 9 (1) (f) or (g) of the Act holds office for a term of one year on and from 1 December following election.
- (4) A Fellow elected pursuant to section 9 (1) (h) of the Act holds office for a term of 4 years on and from 1 December following election.

**[10] Clause 28 Nominating candidates**

Omit clause 28 (3). Insert instead:

- (3) Each nomination form must contain:
  - (a) a statement to the effect that section 26F of the Act provides that each Fellow has the duties set out in Schedule 2A of the Act and may be removed from office by the Senate in accordance with section 26G of the Act for a breach of such a duty, and
  - (b) an acknowledgment to be signed by the person nominated that the person has read sections 26F and 26G of, and Schedule 2A to, the Act and understands the effect of those provisions.
- (3A) Each nomination form must contain the written consent of the person nominated and an acknowledgment (as referred to in subclause (3) (b)) signed by the person nominated.

**[11] Clause 43 Academic or non-academic staff Fellows**

Omit “section 9 (5) (a) or (b)” wherever occurring.

Insert instead “section 9 (1) (d) or (e)”.

**[12] Clause 44 Undergraduate or postgraduate student Fellows**

Omit “section 9 (5) (c) or (d)” wherever occurring.

Insert instead “section 9 (1) (f) or (g)”.

University of Sydney Amendment (National Governance Protocols Requirements) By-law 2005

Amendments

Schedule 1

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**[13] Chapter 4A**

Insert after Chapter 4:

## **Chapter 4A Appointed Fellows of the Senate**

### **46A Nominations Committee**

- (1) The Senate is to establish a Nominations Committee consisting of the following persons:
  - (a) the Chancellor,
  - (b) the Deputy Chancellor,
  - (c) the Vice-Chancellor,
  - (d) the Chair of the Academic Board,
  - (e) 3 Fellows who are external persons (within the meaning of section 9 (9) of the Act), appointed to the Committee by the Senate.
- (2) Despite subclause (1), the Nominations Committee may be constituted in accordance with a resolution of the Senate passed by a majority of the number of Fellows present and voting at a meeting of the Senate of which at least 7 days' notice has been given.

### **46B Nominations procedure relating to appointed Fellows**

- (1) If the Senate is required to make a nomination as referred to in section 9 (1) (b) of the Act or intends to make a nomination as referred to in section 9 (2) of the Act, the Senate is to request the Nominations Committee to identify persons who may be suitable for nomination.
- (2) If the Senate is required to appoint a person under section 9 (1) (c) of the Act, the Senate is to request the Nominations Committee to identify persons who may be suitable for appointment.
- (3) The Committee is:
  - (a) to determine which of the persons identified under subclause (1) or (2) are to be recommended to the Senate:
    - (i) for nomination for consideration for appointment by the Minister, or
    - (ii) for appointment by the Senate,as the case may be, and



University of Sydney Amendment (National Governance Protocols Requirements) By-law 2005

Schedule 1 Amendments

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- (b) to recommend the length of appointment for each such person, and
  - (c) to forward those recommendations to the Senate.
  - (4) In determining the persons to be recommended under subclause (3) (a), the Committee is to have regard to:
    - (a) the skills and experience of the continuing Fellows, and
    - (b) the matters referred to in section 9 (3) and (4) of the Act.
  - (5) The Senate:
    - (a) is to consider the recommendations forwarded by the Nominations Committee, and
    - (b) is to determine which of the recommended persons are to be nominated for appointment and may select one or more other persons for nomination in place of one or more of the recommended persons, and
    - (c) is to determine which of the persons referred to in paragraph (b) are to be:
      - (i) nominated for consideration for appointment by the Minister, or
      - (ii) appointed by the Senate, as the case may be, and
    - (d) is to determine:
      - (i) in the case of the persons referred to in paragraph (c) (i), the recommended length of appointment for each such person, or
      - (ii) in the case of the persons referred to in paragraph (c) (ii), the length of appointment for each such person.
  - (6) The Senate is, when selecting a person for nomination other than a person recommended by the Nominations Committee, to have regard to the matters referred to in subclause (4) (a) and (b).
  - (7) The Chancellor is to forward the determinations referred to in subclause (5) (c) (i) and (d) (i) to the Minister.

**46C Casual vacancy in office of appointed Fellow**

- (1) If a casual vacancy occurs in the office of a Fellow appointed under section 9 (1) (b) of the Act, the Chancellor is to forward to the Minister for consideration for appointment the name of a person nominated in accordance with the procedures set out in clause 46B in respect of such an office.

University of Sydney Amendment (National Governance Protocols  
Requirements) By-law 2005

Amendments

Schedule 1

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- (2) If a casual vacancy occurs in the office of a Fellow appointed under section 9 (1) (c) of the Act, the vacancy is to be filled in accordance with the procedures set out in clause 46B in respect of such an office.

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## Other Legislation

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New South Wales

### Notice of Final Determination

under the

Threatened Species Conservation Act 1995

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has made a final determination to insert the following population as an endangered population under that Act and, accordingly, Schedule 1 to that Act is amended by inserting in Part 2 after the matter relating to “Casuariidae” (under the headings “Animals”, “Vertebrates” and “Birds”):

Megapodiidae

*Alectura lathami* Gray, 1831

Australian Brush-turkey  
population in the Nandewar and  
Brigalow Belt South Bioregions

Dated, this 6th day of October 2005.

Dr Lesley Hughes  
Chairperson of the Scientific Committee

#### Copies of final determination and reasons

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

- (a) on the Internet at [www.nationalparks.nsw.gov.au](http://www.nationalparks.nsw.gov.au),
- (b) by contacting the Scientific Committee Unit, by post C/- Department of Environment and Conservation, PO Box 1967, Hurstville, 2220, by telephone (02) 9585 6940 or by facsimile (02) 9585 6606,
- (c) in person at the Department of Environment and Conservation Information Centre, Level 14, 59-61 Goulburn St, Sydney.



New South Wales

## Notice of Final Determination

under the

### Threatened Species Conservation Act 1995

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

Bangalay Sand Forest of the Sydney Basin and South East Corner Bioregions  
(as described in the final determination of the Scientific Committee to list the ecological community)

Dated, this 6th day of October 2005.

Dr Lesley Hughes  
Chairperson of the Scientific Committee

#### **Copies of final determination and reasons**

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

- (a) on the Internet at [www.nationalparks.nsw.gov.au](http://www.nationalparks.nsw.gov.au),
- (b) by contacting the Scientific Committee Unit, by post C/- Department of Environment and Conservation, PO Box 1967, Hurstville, 2220, by telephone (02) 9585 6940 or by facsimile (02) 9585 6606,
- (c) in person at the Department of Environment and Conservation Information Centre, Level 14, 59-61 Goulburn St, Sydney.



New South Wales

## Notice of Final Determination

under the

### Threatened Species Conservation Act 1995

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has made a final determination to insert the following species as an endangered species under that Act and, as a consequence, to omit reference to it as a species presumed extinct and, accordingly:

- (a) Schedule 1 to that Act is amended by inserting in Part 1 in alphabetical order under the heading “Orchidaceae” (under the heading “Plants”):

\* *Diuris bracteata* Fitzg.

- (b) Schedule 1 to that Act is amended by omitting from Part 4 under the heading “Orchidaceae” (under the heading “Plants”):

\* *Diuris bracteata* Fitzg.

Dated, this 6th day of October 2005.

Dr Lesley Hughes  
Chairperson of the Scientific Committee

#### **Copies of final determination and reasons**

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

- (a) on the Internet at [www.nationalparks.nsw.gov.au](http://www.nationalparks.nsw.gov.au),  
(b) by contacting the Scientific Committee Unit, by post C/- Department of Environment and Conservation, PO Box 1967, Hurstville, 2220, by telephone (02) 9585 6940 or by facsimile (02) 9585 6606,

Notice of Final Determination

- 
- (c) in person at the Department of Environment and Conservation Information Centre, Level 14, 59-61 Goulburn St, Sydney.



New South Wales

## Notice of Final Determination

under the

Threatened Species Conservation Act 1995

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has made a final determination to insert the following species as an vulnerable species under that Act and, accordingly, Schedule 2 to that Act is amended by inserting in Part 1 in alphabetical order under the heading “Myrtaceae” (under the heading “Plants”):

*Eucalyptus macarthurii* Deane & Maiden

Dated, this 6th day of October 2005.

Dr Lesley Hughes  
Chairperson of the Scientific Committee

### **Copies of final determination and reasons**

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

- (a) on the Internet at [www.nationalparks.nsw.gov.au](http://www.nationalparks.nsw.gov.au),
- (b) by contacting the Scientific Committee Unit, by post C/- Department of Environment and Conservation, PO Box 1967, Hurstville, 2220, by telephone (02) 9585 6940 or by facsimile (02) 9585 6606,
- (c) in person at the Department of Environment and Conservation Information Centre, Level 14, 59-61 Goulburn St, Sydney.



New South Wales

## Notice of Final Determination

under the

Threatened Species Conservation Act 1995

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has made a final determination to insert the following species as an endangered species under that Act and, accordingly, Schedule 1 to that Act is amended by inserting in Part 1 in alphabetical order under the heading “Rutaceae” (under the heading “Plants”):

*Phebalium bifidum* P.H. Weston & M. Turton

Dated, this 6th day of October 2005.

Dr Lesley Hughes  
Chairperson of the Scientific Committee

### Copies of final determination and reasons

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

- (a) on the Internet at [www.nationalparks.nsw.gov.au](http://www.nationalparks.nsw.gov.au),
- (b) by contacting the Scientific Committee Unit, by post C/- Department of Environment and Conservation, PO Box 1967, Hurstville, 2220, by telephone (02) 9585 6940 or by facsimile (02) 9585 6606,
- (c) in person at the Department of Environment and Conservation Information Centre, Level 14, 59-61 Goulburn St, Sydney.





New South Wales

## Notice of Final Determination

under the

### Threatened Species Conservation Act 1995

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has made a final determination to insert the following species as an vulnerable species under that Act and, accordingly, Schedule 2 to that Act is amended by inserting in Part 1 after the matter relating to “Rallidae” (under the headings “Animals”, “Vertebrates” and “Birds”):

Turnicidae

*Turnix maculosa* (Temminck, 1815)

Red-backed Button-quail

Dated, this 6th day of October 2005.

Dr Lesley Hughes  
Chairperson of the Scientific Committee

#### **Copies of final determination and reasons**

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

- (a) on the Internet at [www.nationalparks.nsw.gov.au](http://www.nationalparks.nsw.gov.au),
- (b) by contacting the Scientific Committee Unit, by post C/- Department of Environment and Conservation, PO Box 1967, Hurstville, 2220, by telephone (02) 9585 6940 or by facsimile (02) 9585 6606,
- (c) in person at the Department of Environment and Conservation Information Centre, Level 14, 59-61 Goulburn St, Sydney.



New South Wales

## Notice of Final Determination

under the

### Threatened Species Conservation Act 1995

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

Ribbon Gum – Mountain Gum – Snow Gum Grassy Forest/Woodland of the New England Tableland Bioregion (as described in the final determination of the Scientific Committee to list the ecological community)

Dated, this 6th day of October 2005.

Dr Lesley Hughes  
Chairperson of the Scientific Committee

#### **Copies of final determination and reasons**

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

- (a) on the Internet at [www.nationalparks.nsw.gov.au](http://www.nationalparks.nsw.gov.au),
- (b) by contacting the Scientific Committee Unit, by post C/- Department of Environment and Conservation, PO Box 1967, Hurstville, 2220, by telephone (02) 9585 6940 or by facsimile (02) 9585 6606,
- (c) in person at the Department of Environment and Conservation Information Centre, Level 14, 59-61 Goulburn St, Sydney.



New South Wales

## Notice of Final Determination

under the

Threatened Species Conservation Act 1995

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has made a final determination to insert the following species as an endangered species under that Act and, accordingly, Schedule 1 to that Act is amended by inserting in Part 1 in alphabetical order under the heading “Asteraceae” (under the heading “Plants”):

*Senecio linearifolius* var. *dangarensis* Belcher ex I. Thomps.

Dated, this 6th day of October 2005.

Dr Lesley Hughes  
Chairperson of the Scientific Committee

### Copies of final determination and reasons

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

- (a) on the Internet at [www.nationalparks.nsw.gov.au](http://www.nationalparks.nsw.gov.au),
- (b) by contacting the Scientific Committee Unit, by post C/- Department of Environment and Conservation, PO Box 1967, Hurstville, 2220, by telephone (02) 9585 6940 or by facsimile (02) 9585 6606,
- (c) in person at the Department of Environment and Conservation Information Centre, Level 14, 59-61 Goulburn St, Sydney.



New South Wales

## Notice of Final Determination

under the

### Threatened Species Conservation Act 1995

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

*Themeda* grassland on seacliffs and coastal headlands in the NSW North Coast, Sydney Basin and South East Corner Bioregions (as described in the final determination of the Scientific Committee to list the ecological community)

Dated, this 6th day of October 2005.

Dr Lesley Hughes  
Chairperson of the Scientific Committee

#### **Copies of final determination and reasons**

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

- (a) on the Internet at [www.nationalparks.nsw.gov.au](http://www.nationalparks.nsw.gov.au),
- (b) by contacting the Scientific Committee Unit, by post C/- Department of Environment and Conservation, PO Box 1967, Hurstville, 2220, by telephone (02) 9585 6940 or by facsimile (02) 9585 6606,
- (c) in person at the Department of Environment and Conservation Information Centre, Level 14, 59-61 Goulburn St, Sydney.

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**OFFICIAL NOTICES**

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**Appointments**

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**COAL MINES REGULATION ACT 1982 AND MINES  
INSPECTION ACT 1901**

Temporary Appointment of an  
Inspector of Mechanical Engineering

James Jacob Spigelman AC, Lieutenant Governor

I, the Honourable James Jacob Spigelman AC, Lieutenant Governor of New South Wales, with the advice of the Executive Council and pursuant to the provisions of section 7 (1) (h) of the Coal Mines Regulation Act 1982 and section 32 (1) of the Mines Inspection Act 1901, have appointed GRAHAM WILLIAM JOHNSTON as an Inspector of Mechanical Engineering from this date to 2 December 2005 (inclusive).

Dated this 12th day of October 2005.

By His Excellency's Command

IAN MACDONALD, M.L.C.,  
Minister for Mineral Resources

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**PLANT DISEASES ACT 1924**

Appointment of Inspector

I, Barry Desmond Buffier, Director-General of the NSW Department of Primary Industries, pursuant to section 11 (1) of the Plant Diseases Act 1924 ("the Act") appoint the person named in Schedule 1 as an Inspector under the Act:

SCHEDULE 1

Glenn Morris

Dated this 17th day of October 2005.

B. D. BUFFIER,  
Director-General

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## Department of Lands

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

**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

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Land District: Warren	The whole being
Local Government Area: Warren Shire Council	Lot: 155, DP No. 752595, Parish: Umangla, County:
Locality: Warren	Ewenmar
Reserve No. 87272	of an area of 3.442ha
Public Purpose: Future	
Public Requirements	
Notified: 11 July 1969	
File Reference: DB81H935	

Note: Sale of Lot 155, DP 752595 by way of Private treaty  
Sale to James Alfred Day and Anomie Kathleen  
Day.

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

**ERRATUM**

IN pursuance of the provisions of section 257 of the Roads Act, 1993 the order "Notification of Closing of Roads" appearing in the *Government Gazette* of 9 September 2005, Folio 7323, under the heading "Grafton Office" specifying "Notification of Closing of Public Roads" and "Land District – Grafton; Shire – Clarence Valley Council; Parish – Yamba; County – Clarence" is corrected by deletion of the of the words and figures "Lot 1, DP 10856739" and by insertion in lieu the words and figures "Lot 1, DP 1085673".

Papers: GF03 H 16

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

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

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

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

**SCHEDULE**

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Dianne Joy PEARSE (new member) Judith IRELAND (new member)	Moulamein Swimming Pool Trust	Reserve No. 150046 Public Purpose: Public Recreation Notified: 31 July 1992 File Reference: HY92 R 4

For a term commencing the date of this notice and expiring 17 June 2008.

**MOREE OFFICE****Frome Street (PO Box 388), Moree NSW 2400****Phone: (02) 6752 5055 Fax: (02) 6752 1707****APPOINTMENT OF TRUST BOARD MEMBERS**

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

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

**SCHEDULE**

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
The person for the time being holding the office of Chairperson, Narrabri and District Pony Club Inc (ex-officio member) Christopher Henry DICKINSON (new member)	Narrabri Showground Trust	Dedication No. 560030 Public Purpose: Showground Public Recreation Notified: 2 November 1973
		Dedication No. 560034 Public Purpose: Public Recreation Showground Notified: 27 April 1982 File Ref.: ME80 R 31

For a term commencing the date of this notice and expiring 18 July 2007.

**SCHEDULE**

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Stephen Kimmorley DURKIN (new member) Kerry Therese McDONALD (new member)	Warialda Showground Trust	Dedication No. 560039 Public Purpose: Showground Notified: 5 December 1958 File Ref.: ME81 R 97

For a term commencing the date of this notice and expiring 14 October 2009.

**APPOINTMENT OF TRUST BOARD MEMBERS**

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

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

**SCHEDULE**

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Jennifer May Chapman (new member)	Eulah Creek Recreation Reserve Trust	Reserve No. 62112 Public Purpose: Public Recreation Notified: 12 September 1930 File Ref.: ME81 R 12

For a term commencing the date of this notice and expiring 31 December 2008.

**SCHEDULE**

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Brian Anthony SCHWAGER (new member)	Spring Plains Public Hall Trust	Reserve No. 58595 Public Purpose: Public Hall Notified: 19 February 1926 File Ref.: ME81 R 92

For a term commencing the date of this notice and expiring 14 October 2009.

**NOWRA OFFICE****5 O'Keefe Avenue (PO Box 309), Nowra NSW 2541****Phone: (02) 4428 6900 Fax: (02) 4428 6988****NOTIFICATION OF CLOSING OF A PUBLIC ROAD**

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

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

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

Lot 7050, DP 1061649 at Port Kembla in the Parish of Wollongong and County of Camden.

File Ref.: NA03 H 194.

Notes: (1) On closing, title for the land comprised in Lot 7050 is to remain vested in the State of New South Wales as Crown Land.

(2) The land within Lot 7050 was added to Crown Reserve R.71700 for Public Recreation, this day.

**ADDITION TO RESERVED CROWN LAND**

PURSUANT to section 88 of the Crown Lands Act 1989, the Crown land specified in Column 1 of the Schedule hereunder is added to the reserved land specified opposite thereto in Column 2 of the Schedule.

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

**SCHEDULE**

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Land District: Kiama	Reserve No. 71700
Local Government Area: Wollongong Council	Public Purpose: Public Recreation
Locality: Port Kembla	Notified: 19 October 1945
Lot: 7048; DP No.: 1052504;	Lot: 7008;
Parish: Wollongong;	DP No.: 1059827;
County: Camden	Parish: Wollongong;
Lot: 7050; DP No.: 1061649;	County: Camden
Parish: Wollongong;	Lot: 7009;
County: Camden	DP No.: 1059827;
Lot: 7049; DP No.: 1061648;	Parish: Wollongong;
Parish: Wollongong;	County: Camden
County: Camden	New Area: 6.254 ha
Lot: 7010; DP No.: 1059827;	
Parish: Wollongong;	
County: Camden	
Area: 2.713 ha	
File Reference: NA03 R 21	

Notes: 7050 being the road closed, this day. 7048 being the land declared to be Crown Land vide *Government Gazette* 2 May 200 (folio 4622). R73221 for Public Recreation, notified 8 July 1949 is hereby auto-revoked, this day.



**SYDNEY METROPOLITAN OFFICE**  
**Level 12, Macquarie Tower, 10 Valentine Avenue, Parramatta 2150**  
**(PO Box 3935, Parramatta NSW 2124)**  
**Phone: (02) 8836 5300 Fax: (02) 8836 5365**

**NOTIFICATION OF CLOSING OF ROAD**

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

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

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Descriptions

*Land District – Penrith; L.G.A. – Penrith*

Lots 34 to 37 inclusive, DP 1085231 at Penrith, Parish Castlereagh (Sheet 2), County Cumberland. MN04 H 105

Note: On closing, title for the land in Lots 34 to 37 remain vested in Penrith City Council as operational land.

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

**RESERVATION OF CROWN LAND**

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

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

\_\_\_\_\_

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Land District: Taree Local Government Area: Greater Taree City Council Locality: Wallabi Point Lot 287 DP 722687 Parish: Bohnock County: Gloucester Area: 16.4ha File: TE05 R 43	Reserve No: 1011028 Public Purpose: Future Public Requirements
Land District: Taree Local Government Area: Kempsey Shire Council Locality: Arakoon Lot 11, Sec 4, DP 758024 Lot 7, Sec 4, DP 758024 Lot 6, Sec 4, DP 758024 Lot 12, Sec 4, DP 758024 Parish: Arakoon County: Macquarie Area: 3900m <sup>2</sup> File: TE05 R 44	Reserve No: 1011048 Public Purpose: Future Public Requirements

## Department of Natural Resources

### WATER ACT 1912

APPLICATIONS for licenses under section 10 of the Water Act 1912, as amended, have been received from:

GORDON FRANK BEBB and GAIL MARGARET BEBB for five pumps on Iron Pot Creek and Eden Creek (regulated sections) Lot C, DP 362137 and Lot A, DP 362137 both Parish Ettrick, County Rous and Lot 1, DP 626048, Lot 1, DP 783813 and Lot 1, DP 178266 all Parish Queebun, County Rous for water supply for farming (dairy washdown) purposes and irrigation of 245 hectares, application totalling 1475 megalitres (replacement application to amalgamate existing licenses and two applications received prior to imposition (embargo) of an Order under section 20Y of the Water Act 1912) (Our Ref: GRA6119171 – GA2: 476134).

ANNIE LINDA PENMAN for a pump on Richmond River Lot 1, DP 456720, Parish Wiangaree, County Rous for irrigation of 4 hectares (13 megalitres) (split of an existing license – no increase in authorised area or allocation) (Our Ref: GRA6323669).

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

G. LOLLBACK,  
Resource Access Manager

Department of Natural Resources,  
Locked Bag 10, Grafton NSW 2460

### GRANTING OF A WESTERN LANDS LEASE

IT is hereby notified that under the provisions of section 28A of the Western Lands Act 1901, the Western Lands Leases specified in the following Schedule have been granted.

The leases are subject to the provisions of the Western Lands Act 1901 and the Regulations thereunder.

The land is to be used only for the purpose of Residence.

Initial rent will be \$100.00 per annum and re-assessed thereafter annually on 1 April of each year.

The Conditions and Reservations annexed to the leases are those published in the *Government Gazette* of 18 February 2005, Folios 434 and 435.

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

IAN MacDONALD, M.L.C.,  
Minister for Natural Resources

*Administrative District – Walgett North; LGA – Walgett  
Parish – Wallangulla; County – Finch*

### WATER ACT 1912

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

An application for a license under section 10 for works within a proclaimed (declared) local area as generally described hereunder has been received from:

#### *Murrumbidgee Valley*

DENDAR GRAZIERS PTY LIMITED, for a dam on Atkinsons Creek, Lot 101, DP 756684, Parish of Chippendale, County of Wallace, for a water supply for stock and domestic purposes. Enlargement of existing dam, water allocation to be included in the property harvestable right. Reference: 40SL71063.

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

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

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

Department of Natural Resources,  
PO Box 156, Leeton NSW 2705

### 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:

PARRAMATTA PARK TRUST for a pump on the Parramatta River on Part Reserve West of Lot 951, DP 42643, Parish of Field of Mars, County of Cumberland for water supply for recreation (playing field) and environment rehabilitation (revegetation and regeneration of Cumberland Plain Woodland ecological community) purposes (new licence) (Ref:10SL056686) (GA2:462886)

Any inquiries regarding the above should be directed to the undersigned (phone: (02) 9895 7194).

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

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

Department of Natural Resources,  
PO Box 3720,  
Parramatta NSW 2124

WLL No.	Name of Lessee	Lot	Deposited Plan	Folio Identifier	Area (m <sup>2</sup> )	Term of Lease	
						From	To
WLL14566	Petar PRERADOVIC	86	1057617	86/1057617	2078m <sup>2</sup>	18 Oct 2005	17 Oct 2025
WLL14494	Josip SOSTAREC and Maria SOSTAREC	64	1057617	64/1057617	2435m <sup>2</sup>	18 Oct 2005	17 Oct 2025
WLL14551	John David HILL	114	1057617	114/1057617	2452m <sup>2</sup>	18 Oct 2005	17 Oct 2025

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# Department of Planning

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New South Wales

## **Byron Local Environmental Plan 1988 (Amendment No 126)**

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (G00/00158/PC)

FRANK SARTOR, M.P.,  
Minister for Planning

Clause 1 Byron Local Environmental Plan 1988 (Amendment No 126)

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## **Byron Local Environmental Plan 1988 (Amendment No 126)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Byron Local Environmental Plan 1988 (Amendment No 126)*.

### **2 Aims of plan**

The aims of this plan are:

- (a) to rezone the land to which this plan applies from partly Zone No 1 (d) (the Investigation Zone) and partly Zone No 7 (b) (the Coastal Habitat Zone) to Zone No 5 (a) (the Special Uses Zone) under *Byron Local Environmental Plan 1988*, and
- (b) to allow, with the consent of Byron Shire Council, the carrying out of development for the purposes of an Aboriginal cultural centre on the land to which this plan applies, and
- (c) to ensure Byron Shire Council is satisfied that the land to which this plan applies will be remediated to a standard suitable for development in accordance with the *Environmental Planning and Assessment Act 1979*, *State Environmental Planning Policy No 55—Remediation of Land* and the *Contaminated Land Management Act 1997*.

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

This plan applies to land in the local government area of Byron, being Lot 452, DP 48493, Lighthouse Road, Byron Bay, as shown edged heavy black, coloured yellow and lettered “Cultural Centre and Offices” on the map marked “Byron Local Environmental Plan 1988 (Amendment No 126)” deposited in the office of Byron Shire Council.

### **4 Amendment of Byron Local Environmental Plan 1988**

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

Byron Local Environmental Plan 1988 (Amendment No 126)

Amendments

Schedule 1

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## Schedule 1 Amendments

(Clause 4)

### [1] Clauses 39–39B

Insert after clause 38B:

#### **39 Precinct plan for certain land**

- (1) This clause applies to the land to which item 51 of Schedule 8 applies.
- (2) Before consent is granted pursuant to clause 29 to development for a purpose described in item 51 of Schedule 8, a draft precinct plan for development of the land is to be prepared by, or on behalf of, the owner of the land following consultation with the council.
- (3) The draft precinct plan:
  - (a) is to be in the form of a document (consisting of written information, maps and diagrams) that describes the development referred to in item 51 of Schedule 8 in greater detail than is set out in the item, and
  - (b) is to include an outline of long-term proposals for development of the entire site for which the precinct plan is required, and
  - (c) is to address, illustrate and explain how the proposals referred to in paragraph (b) address the matters set out in subclause (4) that are relevant to the proposals (but is not limited to doing so).
- (4) The matters referred to subclause (3) (c) are the following:
  - (a) design principles drawn from an analysis of the site and its context,
  - (b) phasing of development,
  - (c) distribution of land uses, including open space and environmental restoration areas,
  - (d) subdivision pattern,
  - (e) building envelopes and built form controls,
  - (f) bushfire protection measures and plans,
  - (g) infrastructure provision,
  - (h) remediation of the site,
  - (i) pedestrian, cycle and road access and circulation network, with particular regard to public transport servicing,

## Byron Local Environmental Plan 1988 (Amendment No 126)

## Schedule 1 Amendments

- 
- (j) parking provision,
  - (k) provision of other facilities,
  - (l) impact on, and improvements to, the public domain,
  - (m) landscaping and stormwater infiltration areas,
  - (n) identification and conservation of native flora and fauna habitat on the site, including any threatened species, populations or ecological communities,
  - (o) the principles of ecologically sustainable development.
- (5) After considering a draft precinct plan, the council:
- (a) may adopt the precinct plan without variation, or
  - (b) may adopt the precinct plan with such variations as it considers appropriate, or
  - (c) may reject the draft precinct plan.
- (6) When a precinct plan is adopted, the council must place a notice to that effect in a newspaper circulating in the locality.
- (7) A precinct plan may be amended or replaced by a subsequent precinct plan.

**39A Site remediation for certain land**

- (1) This clause applies to the land to which item 51 of Schedule 8 applies.
- (2) Site area remediation works are to be carried out on the land in accordance with the requirements of the *Environmental Planning and Assessment Act 1979*, *State Environmental Planning Policy No 55—Remediation of Land* and the *Contaminated Land Management Act 1997* at no cost to the council.
- (3) All consents, permissions or other approvals required under the *Environmental Planning and Assessment Act 1979*, *State Environmental Planning Policy No 55—Remediation of Land* and the *Contaminated Land Management Act 1997* for the carrying out of the remediation works must be obtained.
- (4) Prior to the commencement of the remediation works, a remediation action plan, a works program and a validation monitoring program in respect of the works must be submitted to the council.

**39B Site audit for certain land**

- (1) This clause applies to the land to which item 51 of Schedule 8 applies.

Byron Local Environmental Plan 1988 (Amendment No 126)

Amendments

Schedule 1

- 
- (2) Before granting consent to development for a purpose set out in item 51 of Schedule 8, the council may require a site audit to be carried out in respect of the land by a site auditor accredited under the *Contaminated Land Management Act 1997* by the Department of Environment and Conservation and the site audit report and site audit statement in relation to the site audit to be furnished to, and approved by, the council.
  - (3) The council may refuse to approve the site audit report and site audit statement if the site audit statement does not contain the following findings in relation to the site audit:
    - (a) that the soil, gas, groundwater, surface water and soil stability issues have been appropriately managed,
    - (b) that the land has been successfully remediated and is suitable for development for the purpose for which the consent is being sought.

**[2] Schedule 8 Land referred to in clause 29**

Insert in appropriate order:

- 51 Lot 452, DP 48493, Lighthouse Road, Byron Bay, as shown edged heavy black, coloured yellow and lettered "Cultural Centre and Offices" on the map marked "Byron Local Environmental Plan 1988 (Amendment No 126)", the purpose of any of the following: Aboriginal cultural centre, visitors centre, museum, meeting rooms, training rooms, restaurant, shops, light industrial workshops, tourist information office, offices, outdoor cooking area, open air theatre, bus station, food shop, dwelling-house for the purposes of an onsite caretaker, car parking and uses ancillary to those purposes, but only if:
  - (a) a precinct plan for the development of the land has been submitted to the council and adopted and notified by the council pursuant to clause 39, and
  - (b) the precinct plan referred to in paragraph (a) has, as its key objective, the establishment on the land of an integrated facility:
    - (i) consistent with the Indigenous Land Use Agreement between the Arakwal Aboriginal Corporation and the New South Wales Government, and
    - (ii) the dominant use of which is as an Aboriginal cultural centre, and

Byron Local Environmental Plan 1988 (Amendment No 126)

Schedule 1 Amendments

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- (c) the consent authority is satisfied that the development of the land is to be consistent with the provisions of the precinct plan referred to in paragraph (a), and
- (d) the consent authority is satisfied that, in accordance with clause 39A, the land has been remediated and is suitable for development for the purpose for which the consent is being sought, and
- (e) if a site audit is required under clause 39B in respect of the land, the site audit report and site audit statement relating to the site audit have been approved by the council.

**[3] Dictionary**

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

Byron Local Environmental Plan 1988 (Amendment No 126)





## **Fairfield Local Environmental Plan 1994 (Amendment No 101)**

under the

**Environmental Planning and Assessment Act 1979**

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (P04/00337/S69)

FRANK SARTOR, M.P.,  
Minister for Planning

Clause 1          Fairfield Local Environmental Plan 1994 (Amendment No 101)

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## **Fairfield Local Environmental Plan 1994 (Amendment No 101)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Fairfield Local Environmental Plan 1994 (Amendment No 101)*.

### **2 Aims of plan**

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

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

This plan applies to:

- (a) Lot 74, DP 4420, Fisher Street, Cabramatta, as shown edged heavy black on Sheet 1 of the map marked "Fairfield Land Classification Map—Amendment No 22" deposited in the office of the Fairfield City Council, and
- (b) Lot A, DP 104944, 425 Elizabeth Drive, Bonnyrigg, as shown edged heavy black on Sheet 2 of that map.

### **4 Amendment of Fairfield Local Environmental Plan 1994**

*Fairfield Local Environmental Plan 1994* is amended as set out in Schedule 1.

Fairfield Local Environmental Plan 1994 (Amendment No 101)

Amendment

Schedule 1

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## Schedule 1 Amendment

(Clause 4)

### Schedule 3 Classification or reclassification of public land

Insert at the end of Part 2 of the Schedule:

Lot 74, DP 4420, Fisher Street, Cabramatta, as shown edged heavy black on Sheet 1 of the map marked "Fairfield Land Classification Map—Amendment No 22" is reclassified as operational land—Easement for electricity purposes affecting part of the land described as "Proposed Easement for Electricity Purposes" in plan with P53805 as noted on Certificate of Title Folio Identifier 74/4420.

Lot A, DP 104944, 425 Elizabeth Drive, Bonnyrigg, as shown edged heavy black on Sheet 2 of the map marked "Fairfield Land Classification Map—Amendment No 22" is reclassified as operational land.



New South Wales

## **Guyra Local Environmental Plan 1988 (Amendment No 9)**

under the

**Environmental Planning and Assessment Act 1979**

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (S04/01024/S69)

FRANK SARTOR, M.P.,  
Minister for Planning

Clause 1 Guyra Local Environmental Plan 1988 (Amendment No 9)

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## **Guyra Local Environmental Plan 1988 (Amendment No 9)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Guyra Local Environmental Plan 1988 (Amendment No 9)*.

### **2 Aims of plan**

This plan aims:

- (a) to rezone the land to which this plan applies from Zone No 5 (a) (the Special Uses "A" Zone) to Zone No 2 (a) (the General Residential Zone) under *Guyra Local Environmental Plan 1988* to allow for residential development that is compatible with development on adjoining land, and
- (b) to allow, with the consent of Guyra Shire Council, the carrying out of development on part of the land for the purpose of a restaurant, bed and breakfast establishment and viticulture (including wine-tasting facilities).

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

This plan applies to Lot 16, DP 665959, Parish of Elderbury, County of Hardinge, Malpas Street, Guyra, as shown edged heavy black and lettered "2 (a)" on the map marked "Guyra Local Environmental Plan 1988 (Amendment No 9)" deposited in the office of the Guyra Shire Council.

### **4 Amendment of Guyra Local Environmental Plan 1988**

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

Guyra Local Environmental Plan 1988 (Amendment No 9)

Amendments

Schedule 1

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## Schedule 1 Amendments

(Clause 4)

**[1] Clause 5 Interpretation**

Insert in appropriate order in the definition of *the map* in clause 5 (1):

Guyra Local Environmental Plan 1988 (Amendment No 9)

**[2] Schedule 2 Development for certain additional purposes**

Insert at the end of the Schedule:

So much of the western portion of Lot 16, DP 665959, Parish of Elderbury, County of Hardinge, Malpas Street, Guyra, as is shown stippled on the map marked “Guyra Local Environmental Plan 1988 (Amendment No 9)” —development for the purpose of a restaurant, bed and breakfast establishment and viticulture (including wine-tasting facilities).



New South Wales

## **Hawkesbury Local Environmental Plan 1989 (Amendment No 143)**

under the

**Environmental Planning and Assessment Act 1979**

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (P03/00584/S69)

FRANK SARTOR, M.P.,  
Minister for Planning

Clause 1            Hawkesbury Local Environmental Plan 1989 (Amendment No 143)

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## **Hawkesbury Local Environmental Plan 1989 (Amendment No 143)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Hawkesbury Local Environmental Plan 1989 (Amendment No 143)*.

### **2 Aims of plan**

This plan aims to correct two anomalies in Schedule 1 (Heritage items) to *Hawkesbury Local Environmental Plan 1989*.

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

This plan applies to Lot 3, DP 862014 (formerly, Lot 1, DP 782606), 37 Lennox Street, Richmond and Lot 2, DP 191236, 333 George Street, Windsor, as shown distinctively coloured on Sheets 1 and 2, respectively, of the map marked "Hawkesbury Local Environmental Plan 1989 (Amendment No 143)" deposited in the office of the Council of the City of Hawkesbury.

### **4 Amendment of Hawkesbury Local Environmental Plan 1989**

*Hawkesbury Local Environmental Plan 1989* is amended as set out in Schedule 1.



Hawkesbury Local Environmental Plan 1989 (Amendment No 143)

Amendments

Schedule 1

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## Schedule 1 Amendments

(Clause 4)

### [1] Clause 5 Definitions

Insert in appropriate order in the definition of *the map* in clause 5 (1):

Hawkesbury Local Environmental Plan 1989 (Amendment No 143)

### [2] Schedule 1 Heritage items

Omit under the headings “**Richmond**” and “**Lennox Street:**”:

No 37, Cottage, lot 1, DP 782606. (485)

### [3] Schedule 1

Omit under the headings “**Windsor**” and “**George Street:**”:

“Tates Hotel”, Nos 333–335, (corner Tebbutt Street), lot A, DP 84001 and lot 2, DP 191236. (220)

Insert instead:

“Tates Hotel”, No 335, (corner Tebbutt Street), lot A, DP 84001. (220)



New South Wales

## **Port Stephens Local Environmental Plan 2000 (Amendment No 17)**

under the

**Environmental Planning and Assessment Act 1979**

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (N04/00063/S69)

FRANK SARTOR, M.P.,  
Minister for Planning

Clause 1 Port Stephens Local Environmental Plan 2000 (Amendment No 17)

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## Port Stephens Local Environmental Plan 2000 (Amendment No 17)

under the

Environmental Planning and Assessment Act 1979

### 1 Name of plan

This plan is *Port Stephens Local Environmental Plan 2000 (Amendment No 17)*.

### 2 Aims of plan

This plan aims:

- (a) to rezone part of the land to which this plan applies from Zone No 6 (a)—the General Recreation “A” Zone to Zone No 3 (a)—the Business General “A” Zone under *Port Stephens Local Environmental Plan 2000* to facilitate commercial development, and
- (b) to unzone part of the land from the General Recreation “A” Zone to unzoned road to facilitate the extension of Bourke Street, Raymond Terrace, and
- (c) to reclassify the rezoned land (except for Lot 20, DP 567891) and the unzoned land from community land to operational land within the meaning of the *Local Government Act 1993*.

### 3 Land to which plan applies

- (1) To the extent that this plan rezones part of the land to the Business General “A” Zone, it applies to land situated on the northern side of Adelaide Street on either side of Bourke Street, Raymond Terrace, as shown edged heavy black, coloured blue and lettered “3 (a)” on the map marked “Port Stephens Local Environmental Plan 2000 (Amendment No 17)” deposited in the office of Port Stephens Council.
- (2) To the extent that this plan unzones land, it applies to Lot 2, DP 130393, being part of Bourke Street, Raymond Terrace, as shown edged heavy black and lettered “Unzoned” on that map.
- (3) To the extent that this plan reclassifies land, it applies to part of Lot 2, DP 880718, part of Lot 1, DP 81992 (formerly Lots 1–5, Section 11, DP 758871), Lots 1 and 2, DP 130393, Lots 15–18, DP 567878, Lot 19, DP 567891, Lot 3, DP 578791, Lots 2 and 3 and part of Lot 1, Section 5,

Port Stephens Local Environmental Plan 2000 (Amendment No 17)

Clause 4

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DP 758871, Lots 8–11, Section 12, DP 758871 and Lots 3–8, DP 939306, on the northern side of Adelaide and Bourke Streets, Raymond Terrace, as shown edged heavy black and lettered “Operational” on that map.

**4 Amendment of Port Stephens Local Environmental Plan 2000**

*Port Stephens Local Environmental Plan 2000* is amended as set out in Schedule 1.

Port Stephens Local Environmental Plan 2000 (Amendment No 17)

Schedule 1 Amendments

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## Schedule 1 Amendments

(Clause 4)

### [1] Schedule 1 Classification and reclassification of public land as operational land

Insert in alphabetical order of street name under the heading “**Raymond Terrace**” in Columns 1, 2 and 3, respectively:

Adelaide Street	Part of Lot 2, DP 880718, part of Lot 1, DP 81992 (formerly Lots 1–5, Section 11, DP 758871), Lot 1, DP 130393, Lots 15–18, DP 567878, Lot 19, DP 567891, Lot 3, DP 578791, Lots 2 and 3 and part of Lot 1, Section 5, DP 758871, Lots 8–11, Section 12, DP 758871 and Lots 3–8, DP 939306, as shown edged heavy black and lettered “Operational” on the map marked “Port Stephens Local Environmental Plan 2000 (Amendment No 17)”	Nil.
Bourke Street	Lot 2, DP 130393, being part of Bourke Street, as shown edged heavy black and lettered “Operational” on the map marked “Port Stephens Local Environmental Plan 2000 (Amendment No 17)”	Nil.

### [2] Dictionary

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

Port Stephens Local Environmental Plan 2000 (Amendment No 17)



New South Wales

## **Tweed Local Environmental Plan 2000 (Amendment No 7)**

under the

**Environmental Planning and Assessment Act 1979**

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (G90/00082/PC)

FRANK SARTOR, M.P.,  
Minister for Planning

Clause 1 Tweed Local Environmental Plan 2000 (Amendment No 7)

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## **Tweed Local Environmental Plan 2000 (Amendment No 7)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Tweed Local Environmental Plan 2000 (Amendment No 7)*.

### **2 Aims of plan**

This plan aims to rezone the land to which this plan applies to partly Zone 2 (a) Low Density Residential and partly Zone 7 (l) Environmental Protection (Habitat) under *Tweed Local Environmental Plan 2000*.

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

This plan applies to land situated in the local government area of Tweed, being part of Lot 4, DP 876253 (fronting Willow Avenue, Bogangar) and part of Lot 20, DP 1009550 (fronting Clothiers Creek Road and Rosewood Avenue, Bogangar), as shown distinctively coloured and lettered "2 (a)" or "7 (l)" on the map marked "Tweed Local Environmental Plan 2000 (Amendment No 7)" deposited in the office of Tweed Shire Council.

### **4 Amendment of Tweed Local Environmental Plan 2000**

*Tweed Local Environmental Plan 2000* is amended by inserting in appropriate order in Part 2 of Schedule 6 the following words:

Tweed Local Environmental Plan 2000 (Amendment No 7)



New South Wales

## **Woollahra Local Environmental Plan 1995 (Amendment No 56)**

under the

**Environmental Planning and Assessment Act 1979**

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (SRE0000112/S69)

FRANK SARTOR, M.P.,  
Minister for Planning



Clause 1            Woollahra Local Environmental Plan 1995 (Amendment No 56)

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## **Woollahra Local Environmental Plan 1995 (Amendment No 56)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Woollahra Local Environmental Plan 1995 (Amendment No 56)*.

### **2 Aims of plan**

This plan aims to allow, with the consent of Woollahra Municipal Council, the carrying out of development on the land to which this plan applies for the purpose of counselling services, provided the services are restricted to the ground floor and used solely in connection with the Sydney Grammar Preparatory School.

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

This plan applies to Lot 6, DP 928947, and known as No 13 Lawson Street, Paddington.

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

*Woollahra Local Environmental Plan 1995* is amended by inserting at the end of Schedule 2 the following words:

Land being Lot 6, DP 928947, and known as No 13 Lawson Street, Paddington—counselling services, restricted to the ground floor and used solely in connection with the Sydney Grammar Preparatory School.

## Department of Primary Industries

NOTICE is given that the following applications have been received:

### EXPLORATION LICENCE APPLICATIONS

(05-272)

No. 2591, BORAL MONTORO PTY LIMITED (ACN 002 944 694), area of 5 units, for Group 5, dated 10 October 2005. (Sydney Mining Division).

(05-273)

No. 2592, AUZEX RESOURCES PTY LIMITED (ACN 106 444 606), area of 16 units, for Group 1, dated 12 October 2005. (Inverell Mining Division).

(05-274)

No. 2593, GRENFELL GOLD PTY LTD (ACN 106 245 238), area of 37 units, for Group 1, dated 12 October 2005. (Orange Mining Division).

(05-275)

No. 2594, MUDGEES STONE CO. PTY LIMITED (ACN 100 974 365), area of 2 units, for Group 2, dated 12 October 2005. (Orange Mining Division).

(05-277)

No. 2595, DONALD JOHN PERKIN AND GOLDEN REEF ENTERPRISES PTY LTD (ACN 008 138 136), area of 18 units, for Group 1, dated 14 October 2005. (Orange Mining Division).

### MINING LEASE APPLICATION

(05-3981)

No. 267, COAL AND ALLIED OPERATIONS PTY LIMITED (ACN 000 023 656), area of about 2.78 square kilometres, to mine for coal, dated 13 October 2005.

IAN MACDONALD MLC,  
Minister for Natural Resources,  
Minister for Primary Industries  
and Minister for Mineral Resources.

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

(T96-1003)

Exploration Licence No. 5152, JERVOIS MINING LIMITED (ACN 007 626 575), area of 10 units. Application for renewal received 12 October 2005.

(T97-1253)

Exploration Licence No. 5373, PETER JAMES MORTON, area of 1 unit. Application for renewal received 13 October 2005.

(T99-0100)

Exploration Licence No. 5648, IVANPLATS SYERSTON PTY LIMITED (ACN 008 755 155), area of 7 units. Application for renewal received 12 October 2005.

(T00-0059)

Exploration Licence No. 5793, GOLDEN REEF ENTERPRISES PTY LTD (ACN 008 138 136), area of 8 units. Application for renewal received 17 October 2005.

(T03-0006)

Exploration Licence No. 6140, ISOKIND PTY LIMITED (ACN 081 732 498), area of 93 units. Application for renewal received 13 October 2005.

(T03-0081)

Exploration Licence No. 6149, PEAK GOLD MINES PTY LIMITED (ACN 001 533 777), area of 8 units. Application for renewal received 12 October 2005.

(T03-0082)

Exploration Licence No. 6150, TRIAKO RESOURCES LIMITED (ACN 008 498 119), area of 21 units. Application for renewal received 17 October 2005.

(T03-0791)

Exploration Licence No. 6151, TRIAKO RESOURCES LIMITED (ACN 008 498 119), area of 3 units. Application for renewal received 17 October 2005.

(T03-0084)

Exploration Licence No. 6152, TRIAKO RESOURCES LIMITED (ACN 008 498 119), area of 5 units. Application for renewal received 17 October 2005.

(T03-0085)

Exploration Licence No. 6153, TRIAKO RESOURCES LIMITED (ACN 008 498 119), area of 3 units. Application for renewal received 17 October 2005.

(T03-0086)

Exploration Licence No. 6154, TRIAKO RESOURCES LIMITED (ACN 008 498 119), area of 8 units. Application for renewal received 17 October 2005.

(T03-0087)

Exploration Licence No. 6155, TRIAKO RESOURCES LIMITED (ACN 008 498 119), area of 6 units. Application for renewal received 17 October 2005.

(T03-0088)

Exploration Licence No. 6156, TRIAKO RESOURCES LIMITED (ACN 008 498 119), area of 63 units. Application for renewal received 17 October 2005.

(T02-0380)

Exploration Licence No. 6173, AUSTRALIAN CEMENT LIMITED (ACN 004 158 972), area of 4 units. Application for renewal received 18 October 2005.

(T97-0573)

Mining Purposes Lease No. 335 (Act 1973), TEDDY KNUD PETERSEN AND WARRENGULLA LAND MANAGEMENT PTY LTD (ACN 071 072 734), area of 2 hectares. Application for renewal received 12 October 2005.

IAN MACDONALD MLC,  
Minister for Natural Resources,  
Minister for Primary Industries  
and Minister for Mineral Resources.

**RENEWAL OF CERTAIN AUTHORITIES**

NOTICE is given that the following authorities have been renewed:

(T02-0673)

Mining Lease No. 1097 (Act 1973), BENT HEINRICH NIELSEN, Parish of Lewis, County of Wellington, Map Sheet (8731-1-S, 8731-4-S), area of 55.1586 hectares, for a further term until 25 October 2025. Renewal effective on and from 26 October 2004.

(T01-0365)

Mining Lease No. 1241 (Act 1973), UNIMINAUSTRALIA LIMITED (ACN 000 971 844), Parish of Goodiman, County of Bligh; and Parish of Tallawang, County of Bligh, Map Sheet (8733-1-S, 8733-2-N), area of 78.54 hectares, for a further term until 3 April 2024. Renewal effective on and from 4 April 2003.

(T01-0363)

Mineral Lease No. 6023 (Act 1906), UNIMIN AUSTRALIA LIMITED (ACN 000 971 844), Parish of Tallawang, County of Bligh, Map Sheet (8733-1-S), area of 7095 square metres, for a further term until 3 April 2024. Renewal effective on and from 4 April 2003.

(T01-0367)

Mining Purposes Lease No. 265 (Act 1973), UNIMIN AUSTRALIA LIMITED (ACN 000 971 844), Parish of Goodiman, County of Bligh; and Parish of Tallawang, County of Bligh, Map Sheet (8733-1-S), area of 27.02 hectares, for a further term until 3 April 2024. Renewal effective on and from 4 April 2003.

(T02-0598)

Private Lands Lease No. 602 (Act 1924), EROLPO PTY LIMITED (ACN 003 774 365), Parish of Lidsdale, County of Cook, Map Sheet (8931-3-S), area of 2.428 hectares, for a further term until 7 September 2025. Renewal effective on and from 8 September 2004.

(T01-0370)

Private Lands Lease No. 1093 (Act 1924), UNIMIN AUSTRALIA LIMITED (ACN 000 971 844), Parish of Tallawang, County of Bligh, Map Sheet (8733-1-S), area of 2.767 hectares, for a further term until 3 April 2024. Renewal effective on and from 4 April 2003.

(T01-0369)

Private Lands Lease No. 3610 (Act 1906), UNIMIN AUSTRALIA LIMITED (ACN 000 971 844), Parish of Tallawang, County of Bligh, Map Sheet (8733-1-S), area of 7992 square metres, for a further term until 3 April 2024. Renewal effective on and from 4 April 2003.

IAN MACDONALD MLC,  
Minister for Natural Resources,  
Minister for Primary Industries  
and Minister for Mineral Resources.

**TRANSFER**

(T93-0515)

Mineral Lease No. 6334 (Act 1906), formerly held by HAYDEN GLENN BENNETT has been transferred to MUDGEE DOLOMITE & LIME PTY. LIMITED (ACN 076 313 034). The transfer was registered on 14 October 2005.

IAN MACDONALD MLC,  
Minister for Natural Resources,  
Minister for Primary Industries  
and Minister for Mineral Resources.

# Roads and Traffic Authority

## ROAD TRANSPORT (GENERAL) ACT 2005

Notice under Clause 20 the Road Transport (Mass, Loading and Access) Regulation 2005

BANKSTOWN CITY COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, 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.

Richard Colley,  
General Manager,  
Bankstown City Council  
(by delegation from the Minister for Roads)  
12 October 2005

### SCHEDULE

**1. Citation**

This Notice may be cited as the Bankstown City Council 25 Metre B-Double Route Notice No. 7 of 2005

**2. Commencement**

This Notice takes effect on the date of gazettal.

**3. Effect**

This Notice remains in force until 31 October 2006 unless it is amended or repealed earlier.

**4. Application**

This Notice applies to those B-Double vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 of the Road Transport (Vehicle Registration) Regulation 1998.

**5. Routes**

12 month trial

<i>Type</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25	Edgar Street, Condell Park	Milperra Road	Peninsula Holden car park	Deliveries where possible outside 0630 to 0930 hours and 1530 to 1830 hours, Monday to Friday
25	Waterloo Road, Chullora	Hume Highway	Sutton Holdens car yard	Deliveries where possible outside 0800 to 0930 hours and 1430 to 1600 hours, Monday to Friday

**ROADS ACT 1993**

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

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

JAMES RONCON,  
General Manager,  
Cowra Shire Council  
(by delegation from the Minister for Roads)

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

This Notice may be cited as the Cowra Shire Council B-Doubles Notice No. 1 of 2005.

**2. Commencement**

This Notice takes effect on the date of Gazettal.

**3. Effect**

This Notice remains in force until 30 June 2008 unless it is amended or repealed earlier.

**4. Application**

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

**5. Routes**

B-Double routes within the Cowra Shire Council

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting point</i>	<i>Finishing point</i>	<i>Conditions</i>
25	000	Vaux Street, Cowra	Fitzroy Street	To Cul-de-sac East of Fitzroy Street	Hours of Operation 7.00 a.m. to 7.00 p.m. Monday to Saturday inclusive

**ROAD TRANSPORT (GENERAL) ACT 2005**

Notice under Clause 20 the Road Transport (Mass, Loading and Access) Regulation, 2005

GREAT LAKES COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, 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.

KEITH O'LEARY,  
General Manager,  
Great Lakes Council  
(by delegation from the Minister for Roads)

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

This Notice may be cited as the Great Lakes Council B-Double Notice No. 3/2005

**2. Commencement**

This Notice takes effect on the date of gazettal

**3. Effect**

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

**4. Application**

This Notice applies to those B-Doubles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 of the Road Transport (Vehicle Registration) Regulation 1998.

**5. Routes**

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting point</i>	<i>Finishing point</i>	<i>Conditions</i>
19	90	Bucketts Way, Limeburners Creek to Gloucester	Great Lakes/Port Stephens Shire boundary	Great Lakes/Gloucester Shire boundary	

**ROAD TRANSPORT (GENERAL) ACT 2005**

Notice under Clause 20 the Road Transport (Mass, Loading and Access) Regulation 2005

PALERANG COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, 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.

PETER BASCOMB,  
General Manager  
Palerang Council  
(by delegation from the Minister for Roads)  
12 October 2005

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

This Notice may be cited as the Palerang Council 19 Metre B-Double Notice No. 1/2005.

**2. Commencement**

This Notice takes effect from the date of gazettal.

**3. Effect**

This Notice remains in force until 31 December 2010 unless it is amended or repealed earlier.

**4. Application**

This Notice applies to those 19metre B-Doubles where gross weight exceeds 50 tonnes and that comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 of the Road Transport (Vehicle Registration) Regulation 1998.

**5. Routes**

19 Metre B-Double Routes within the Palerang Council where Gross Weight exceeds 50 tonnes

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
19	270	Araluen Road, Braidwood	Lascelles Street (MR51), Braidwood	Captains Flat Road (MR270)	Travel not permitted on school days between the hours of: 7.30 a.m.- 9.00 a.m. and 3.00 p.m.-4.30 p.m.
19	270	Captains Flat Road, via Braidwood	Araluen Road	Wild Cattle Flat Road	Travel not permitted on school days between the hours of: 7.30 a.m.- 9.00 a.m. and 3.00 p.m.-4.30 p.m.
19	000	Wild Cattle Flat Road, Tallaganda State Forest	Captains Flat Road	Palerang/Cooma Monaro LGA Bdy	Travel not permitted on school days between the hours of: 7.30 a.m.- 9.00 a.m. and 3.00 p.m.-4.30 p.m.
19	000	Harolds Cross Road, Tallaganda State Forest	East from Coxes Creek Road	Captains Flat Road	Travel not permitted on school days between the hours of: 7.30 a.m.- 9.00 a.m. and 3.00 p.m.-4.30 p.m.
19	000	Krawarree Road, via Braidwood	Captains Flat Road	Palerang/Cooma- Monaro LGA Bdy	Travel not permitted on school days between the hours of: 7.30 a.m.- 9.00 a.m. and 3.00 p.m.-4.30 p.m.

**ROAD TRANSPORT (GENERAL) ACT 2005**

Notice under Clause 20 the Road Transport (Mass, Loading and Access) Regulation 2005

PALERANG COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, 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.

PETER BASCOMB,  
General Manager  
Palerang Council  
(by delegation from the Minister for Roads)

12 October 2005

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

This Notice may be cited as the Palerang Council B-Double and 4.6m High Vehicle Notice No. 1/2005

**2. Commencement**

This Notice takes effect from the date of gazettal.

**3. Effect**

This Notice remains in force until 31 December 2010 unless it is amended or repealed earlier.

**4. Application**

This Notice applies to those B-Doubles or 4.6 metres high vehicles that comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 of the Road Transport (Vehicle Registration) Regulation 1998.

**5. Routes**

25m B-Double and 4.6m High Vehicle Routes within Palerang Council

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25 & 4.6	000	Bombay Road, Braidwood	Araluen Road (MR 270)	Farringdon Road	Travel not permitted on school days between the hours of: 7.30 a.m.- 9.00 a.m. and 3.00 p.m.-4.30 p.m.
25 & 4.6	000	Farringdon Road, via Braidwood	Bombay Road	Entrance to the 'Jinglemoney' Property	Travel not permitted on school days between the hours of: 7.30 a.m.- 9.00 a.m. and 3.00 p.m.-4.30 p.m.

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road at  
Tilbuster in the Armidale Dumaresq Council area

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

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

—————  
SCHEDULE

ALL those pieces or parcels of land situated in the Armidale Dumaresq Council area, Parish of Duval and County of Sandon, shown as:

Lot 11 Deposited Plan 1058791; and

Lots 100, 101 and 102 Deposited Plan 1070918.

(RTA Papers: FPP 2M5084; RO 9/9.1205)

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road  
at North Wollongong in the Wollongong City Council area

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

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

—————  
SCHEDULE

ALL that piece or parcel of land situated in the Wollongong City Council area, Parish of Wollongong and County of Camden, shown as Lot 5 Deposited Plan 1074476.

(RTA Papers: 1/497.11038)



## Other Notices

### APPRENTICESHIP AND TRAINEESHIP ACT 2001

#### Notice of Making a Vocational Training Order

NOTICE is given that the Commissioner for Vocational Training, in pursuance of section 6 of the Apprenticeship and Traineeship Act 2001, has made the following Vocational Training Order in relation to the recognised traineeship vocation of Manufacturing.

#### CITATION

The order is cited as the Manufacturing Order.

#### ORDER

A summary of the Order is given below.

#### (a) Term of Training

##### (i) Full-time

Training shall be given for a nominal term of:

<i>Qualification</i>	<i>Nominal Term</i>
Certificate III in Competitive Manufacturing (direct entry) MCM30104	24 months
Certificate IV in Competitive Manufacturing* (direct entry) MCM40104	36 months
Certificate III in Manufacturing Technology (direct entry) MCM30204	12 months
Certificate IV in Manufacturing Technology (direct entry) MCM40204	24 months
Certificate IV in Manufacturing Technology (trainee holds Certificate III in same qualification (MCM30204) or the Certificate III in Engineering – Technician (MEM30598) or has attained the competencies through prior learning or industry experience) MCM40204	12 months

or until achievement of the relevant competencies to this Vocational Training Order is demonstrated.

\*A person who has completed the Certificate III in Competitive Manufacturing (MCM30104) and who seeks to achieve the Certificate IV in Competitive Manufacturing (MCM40104) will be entitled to credit for unit/s of competency already completed based on the Competitive Manufacturing Training Package MCM04 qualification packaging rules. Where such an assessment of credit is made by the Registered Training Organisation, the nominal term of training for the Certificate IV in Competitive Manufacturing will be appropriately reduced.

##### (ii) Part-time

The nominal term for a part time traineeship is determined by the average weekly hours worked in the traineeship (including structured training) and the nominal full-time term for that traineeship.

The table below identifies the allowable hours which may be undertaken and the nominal terms for part-time traineeships.

The part-time term of training applies only to the Competitive Manufacturing qualifications.

Full-time Traineeship Term	6 mths	12 mths	18 mths	24 mths	30 mths	36 mths	48 mths
Weekly Hours	Nominal Term Required (Months)						
15	15	30	45	Not Allowable			
16	15	29	44	Not Allowable			
17	14	28	42	Not Allowable			
18	14	27	41	Not Allowable			
19	13	26	39	Not Allowable			
20	13	25	38	Not Allowable			
21	12	24	36	48	Not Allowable		
22	12	23	35	46	Not Allowable		
23	11	22	33	44	55	Not Allowable	
24	11	21	32	42	53	Not Allowable	
25	10	20	30	40	50	60	Not Allowable
26	10	19	29	38	48	57	Not Allowable
27	9	18	27	36	45	54	72
28	9	17	26	34	43	51	68
29	8	16	24	32	40	48	64
30	8	15	23	30	38	45	60
31	Not Allowable		22	28	35	42	56
32	Not Allowable		20	26	33	39	52

##### (b) Competency outcomes

Trainees will be trained in and achieve competence in the units of competence specified in the Competitive Manufacturing Training Package.

##### (c) Courses of study to be undertaken

Trainees will undertake the following courses of study:

MCM30104	Certificate III in Competitive Manufacturing
MCM40104	Certificate IV in Competitive Manufacturing
MCM30204	Certificate III in Manufacturing Technology
MCM40204	Certificate IV in Manufacturing Technology

#### AVAILABILITY FOR INSPECTION

A copy of the Vocational Training Order may be inspected at any State Training Centre of the Department of Education and Training or on the Internet at <http://apprenticeship.det.nsw.edu.au>

**CONSTITUTION ACT 1902**

Ministerial Arrangements During the Absence of the  
Minister for Gaming and Racing and  
Minister for the Central Coast

PURSUANT to section 36 of the Constitution Act 1902, Her Excellency the Governor, with the advice of the Executive Council, has authorised the Hon R. P. Meagher, M.P., Minister for Community Services and Minister for Youth, to act for and on behalf of the Minister for Gaming and Racing and Minister for the Central Coast, as on and from 19 October 2005, with a view to her performing the duties of the Honourable G. A. McBride, M.P., during his absence from duty.

MORRIS IEMMA, M.P.,  
Premier

**THE CO-OPERATIVES ACT 1992**

Notice Under Section 601AA of the Corporations Law as applied by Section 325 of the Co-Operatives Act 1992

NOTICE is hereby given that the Co-operative mentioned below will be deregistered when two months have passed since the publication of this notice.

Mid-Mountains Seniors' Co-operative Ltd

Dated this 19th day of October 2005.

C. GOWLAND,  
Delegate of the Registrar of Co-Operatives

**EDUCATION ACT 1990**

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land  
for Public School

THE Minister for Education and Training with the approval of Her Excellency the Governor, declares by delegate 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 Education Act 1990.

Dated at Sydney, this 19th day of October 2005.

RAY MASTERTON,  
Manager Sites and Office Accommodation,  
Delegate of the Minister for Education and Training

**SCHEDULE**

All that piece or parcel of land situate in the Local Government Area of the Lake Macquarie City Council, Parish of Kahibah and County of Northumberland, being Lot 1, Deposited Plan 43368, having an area of 1207 square metres or thereabouts.

**GEOGRAPHICAL NAMES ACT 1966**

PURSUANT to the provisions of section 8 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it proposes to assign the name Central Coast for a region currently encompassing the local government areas of Gosford City Council and Wyong Shire Council.

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

The present 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

**MENTAL HEALTH ACT 1990**

Order under Section 208

I, Robyn Kruk, Director-General of the NSW Department of Health, in pursuance of section 208 of the Mental Health Act 1990 and section 43 of the Interpretation Act 1987, do hereby REPEAL the order published at page 4402 of *Government Gazette* No. 104 of 12 August 1994, declaring the Special Care Suite of Dubbo Base Hospital to be a hospital for the purposes of section 208 of the Mental Health Act 1990.

Signed this 29th day of August 2005.

ROBYN KRUK,  
Director-General

**NATIONAL PARKS AND WILDLIFE ACT 1974**

Conjola National Park, Meroo National Park and  
Barnunj State Conservation Area

Plans of Management

DRAFT plans of management for Conjola National Park and for Meroo National Park and Barnunj State Conservation Area have been prepared and are on exhibition until 20 February 2006.

Copies of the plans are available free of charge from the NPWS South Coast Region office at 55 Graham Street, Nowra (phone 4423 2170) and the NPWS Ulladulla Area office at 9 Coller Road, Ulladulla (phone 4454 9500). Both plans may be viewed at the Ulladulla Library, Princes Highway, Ulladulla. The Conjola plan may also be viewed at the Sussex Inlet Community Technology Centre, Shop 6, 168 Jacobs Drive, Sussex Inlet; Cudmirrah Shop, Goonawarra Drive, Cudmirrah; Lake Conjola Post Office, Carroll Avenue, Lake Conjola and Bendalong Shop, Waratah Street, Bendalong. The Meroo/Barnunj plan may also be viewed at the Termeil Service Station, Princes Highway, Termeil; Tabourie Tuckerbox, Princes Highway, Tabourie Lake; Burrill Lake newsagency, Princes Highway, Burrill Lake and Bawley Beach Café, Murramarang Road, Bawley Point. The plans are also on the NPWS website: [www.nationalparks.nsw.gov.au](http://www.nationalparks.nsw.gov.au).

Written submissions on the Conjola plan must be received by The Planning Officer, National Parks and Wildlife Service, South Coast Region, PO Box 707, Nowra NSW 2541 by 20 February 2006. Written submissions on the Meroo/Barnunj plan must be received by The Planner, National Parks and Wildlife Service, PO Box 72, Ulladulla NSW 2539 by 20 February 2006.

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.

**PIPELINES ACT 1967**

## Notification of Grant of Pipeline Permit

## Hunter Gas Pipeline Permit No. 28

IT is hereby notified that, pursuant to the provisions of section 8 of the Pipelines Act 1967, on 1 August 2005 Permit No. 28 was granted to Hunter Gas Pipelines Pty Ltd (ABN 40 108119 544) over the lands specified in the schedule.

CARL SCULLY, M.P.,  
Minister for Utilities

**SCHEDULE**

## Lands to be subject to Permit 28

All those pieces or parcels of land described in this schedule lodged and registered at the Sydney office of the Department of Energy, Utilities and Sustainability, described below:

<i>County</i>	<i>Parish</i>	<i>Property Description</i>		
Northumberland	Teralba	Lot 2, DP 844313		
		Lot 20, DP 1051995		
		Road Widening George Booth Drive		
		Lot 30, DP 1051995		
		George Booth Drive – MR527		
		Lot 34, DP 1051995		
		Road Widening George Booth Drive		
		Lot 31, DP 1051995		
		Lot 1, DP 1046942		
		Lot 2, DP 1039968		
		Lot 2, DP 551917		
		Part Mount Sugarloaf Nature Reserve		
		Lot 104, DP 755262 and Lot 1, DP 551918		
		Stockrington		Lot 5, 4 and 3, DP 1061633
				Sheppeard Drive (Blacktop)
				Lot 17, DP 1061633
				Richmond Vale Road (Unsealed)
		Stanford		Lot 16, DP 716009
				Lot 9, DP 716009
Leggetts Drive MR195 (Blacktop)				
Crown Land (Vacant)				
Pt ALC 4242				
Granted to Mindaribba LALC 4/10/02				
Old rail corridor				
Lot 331, DP 729940				
Lot 379, DP 48811				
Crown Land (Vacant)				
Lots 1, 2 and 7, DP 1037092				
Crown Land (Vacant)				
Hospital Road				
Lots 148 and 147, DP 755259				
Lang Street				
		Old rail corridor		
		Lot 332, DP 729940 and Lot 697, DP 755231		
Heddon		Road Reserve R3678 – 160312		
		Disused part of Abadare Street		
		Part Lot, DP 755231		
		Public Reserve # 66292 vested in Council		
		GG 16-7-76 Plan # N 3960-2111		
		Part of Margaret Johns Park		
		Lot 473, DP 755231		
		Public Reserve # 66292 vested in Council		
		GG 16-7-76 F01.3032		
		Plan # N 3960-2111		
		Part of Margaret Johns Park and Part Lot, DP 755231		
		Kurri Kurri Swimming Pool		
		Weston Bear's Park		
		Northcote Street MR588 (Blacktop)		
		Lot 381, DP 755231		
		South Maitland Railway		
		Lot 384, DP 755231		
		Reserved for railway widening		
		South Maitland Rail Corridor 20 metres wide		
		Road Reserve 100 wide		
		Reserve for Public Recreation		
		Lot 390, DP 755231		
		Public Reserve vested in Council		
		GG 16-7-76		
		Weston Park		
		Swanson Street		
		Varty Street (Blacktop)		
		Johnson Avenue (Blacktop)		
		Closed Road		
		Corner of Johnson and Mitchell Avenues		
		GG 24-9-1965 Folio 3152		
		DP 1033225		
		Mitchell Avenue (Blacktop)		
		Lot 797, DP 38977		
		Lot 795, DP 39877		
		Un-named Road (Gravel) (known as Dog Pound Road)		
		Lot 796, DP 39877		
		Lot 810, DP 729915		
		Swamp Creek (also known as Fisheries Creek)		
		Lot 449, DP 755231		
		Horton Road (Gravel)		
		Scales Avenue (Gravel)		
		Lot 428, DP 755231		

Hart Road  
 Lot 811, DP 728985  
 Bishops Bridge Road

Gosforth  
 Heddon Lot 1, DP 825863  
 Heddon Lot 2, DP 825863  
 Gosforth Part Lot 5 (known as Lot 1)  
 DP 976230  
 Lot 1, DP 73607  
 Wollombi Road (Blacktop)  
 Lot 8, DP 585160 and Lot 6,  
 DP 634525  
 Lot 90, DP 774537  
 Great Northern Railway  
 Deed of Conveyance  
 Book 78, No. 266 and Book  
 74 No. 114  
 Lot 105, DP 1062820  
 Formally in 3/6149104 and  
 405/881621  
 Lot 106, DP 1062820  
 Formally in 2/614904 and  
 405/881621  
 Lot 101, DP 1062820

Supreme Court

- For copies of exhibits, Remarks on Sentence, Judgments, and any Summing Up to the Jury:  
 The Registrar  
 Supreme Court Criminal of Criminal Appeal  
 Registry  
 Level 4, Law Courts Building  
 Queens Square  
 Sydney NSW 2000  
 (DX 829 Sydney)
- For copies of transcripts:  
 The Manager  
 Reporting Services, Attorney Generals Department  
 Goodsell Building, Chifley Square  
 Sydney 2000  
 (DX 1227 Sydney)

Land and Environment Court

- For copies of transcripts and exhibits:  
 The Registrar  
 Land and Environment Court  
 225 Macquarie Street  
 Sydney NSW 2000  
 (DX 264 Sydney)

District Court

- For copies of exhibits:  
 The Registrar  
 District Court Criminal Registry  
 Level 3 Downing Centre  
 143-147 Liverpool Street  
 Sydney NSW 2000  
 (DX 11518 Sydney Downtown)

- For copies of transcripts, Remarks on Sentence, Judgments, and any Summing Up to the Jury:  
 The Manager  
 Reporting Services, Attorney Generals Department  
 Goodsell Building, Chifley Square  
 Sydney 2000  
 (DX 1227 Sydney)

Drug Court

- For copies of transcripts and exhibits:  
 The Registrar  
 Drug Court of New South Wales  
 Court House  
 Parramatta NSW 2150  
 (PO Box 92, Parramatta NSW 2124)

8. Following receipt of a copy of the transcript and exhibits, the solicitor for an intending appellant should promptly arrange for a determination of merit to be obtained, and then seek instructions as to whether an appeal is to proceed.

#### Extension of the effect of a Notice of Intention

9. A Notice of Intention has effect for six months from the date of lodgement. An application for extension of time may be delivered, sent or facsimiled to the registrar (Form VF in the Rules). The application should set out the reasons for extension, and identify any difficulties in the receipt or preparation of documents for the purposes of the intended appeal.

#### Lodging an appeal

10. If an appeal is to proceed, at least four copies of the notice of appeal or a notice of application for leave to appeal (as the case may be) must be lodged with or sent to the Registrar. The notice must be accompanied

## PRACTICE NOTE SC CCA 1 (V.2)

### Court of Criminal Appeal – General

#### Commencement

1. This Practice Note commences 14 October 2005.

#### Application

2. This Practice Note applies to new and existing matters in the Court of Criminal Appeal.

#### Definitions

3. In this Practice Note:  
 Rules means the Criminal Appeal Rules

#### Introduction

4. The purpose of this Practice Note is to explain the administrative and case management procedures followed in the Court of Criminal Appeal.

#### Lodging Notices of Intention to Appeal against a Conviction or Sentence

5. Any person intending to appeal against a conviction or sentence may deliver, send or facsimile a Notice of Intention to Appeal (Form IVA in the Rules) to the Registrar. The Registrar will acknowledge receipt of every notice lodged. The Registrar will require the intending appellant to provide information as to legal representation and an address to which a copy of the transcript and exhibits from the proceedings in the Court of Trial may be forwarded.
6. The Proper Officer of the Court of Trial, upon the request of an intending appellant, or the solicitor acting for the intending appellant, will arrange for the supply of a copy of the transcript and exhibits from the trial and/or sentence proceedings.
7. Details of the Proper Officers of the relevant Courts of Trial are:



by the documents specified in Rule 23C of the Rules, namely, a Statement Nominating Legal Representation, the Grounds of Appeal, the Submissions in support of the appeal, and a Certificate stating that all transcripts and exhibits are available from the Proper Officer of the Trial Court.

11. Where the effect of a notice of intention has expired, an application for extension of time to appeal (Form V in the Rules) must be lodged with the notice of appeal or notice of application for leave to appeal.
12. The notice will be registered and the appeal listed for callover before the Registrar where a hearing date will be allocated.
13. In urgent appeals, the Registrar may waive or relax the requirements of Rule 23C.
14. If a decision is taken not to pursue an appeal or application for leave to appeal after a notice of intention has been given, no further documents need be sent to the Registrar; the effect of the notice of intention will lapse after 6 months (or if the effect of a notice has been extended, after that further extension).
15. The overall effect of the giving of a notice of intention to appeal is to facilitate the obtaining of necessary transcripts, exhibits and other documents so that a decision may be taken as to whether an appeal or application for leave to appeal should be instituted, and to ensure that, when instituted, all material is available to enable the expeditious listing and determination of the appeal or application.

#### Filing written submissions

16. The following paragraphs detail the procedures for filing written submissions in relation to matters in the Court of Criminal Appeal.

#### Direction to file written submissions

17. The Registrar, when fixing a date for the hearing of an appeal or applications, will direct both the appellant or the applicant (as the case may be) and the respondent to file and serve written submissions on or before particular dates prior to that hearing. In appeals against conviction, or applications for leave to appeal against sentence, ordinarily the appellant's or applicant's submissions will have been filed with the notice of appeal or notice of application for leave to appeal, pursuant to clause 23C of the Rules.
18. The party filing written submissions shall lodge at least four copies of the submissions with the Registrar.

#### Written submissions in an appeal against conviction

19. In an appeal against conviction, the submissions by both the appellant and the Crown shall contain:
  - a brief statement in narrative form of the Crown case and of the case raised or put forward by the appellant at the trial;
  - an outline of the argument to be put in relation to each ground of appeal with:
    - the terms of that ground of appeal set out in full;
    - page references to the transcript relating to any evidence referred to; and
    - appropriate citations of authority relied upon for the propositions of law stated (including, where appropriate, page references);

- and a separate list of any authorities to which it is expected that the members of the Court may have to turn during the argument.

20. In an appeal against conviction the Crown shall file an index to the material evidence, a statement in summary form of the evidence of the material witnesses and a list of exhibits.

#### Written submissions in applications for leave to appeal against sentence

21. In an application for leave to appeal against sentence, the applicant's submissions shall contain:
  - a brief statement in narrative form of the Crown case which led to the conviction, but only where such case is not sufficiently apparent from the sentencing judge's remarks on sentence;
  - a statement of the particular objections to the sentence and to the reasons of the sentencing judge which are to be argued;
  - a brief statement of the argument as to why leave to appeal should be granted; and
  - a separate list of any authorities to which it is expected that the members of the Court may have to turn during the argument.
22. The Crown need not file written submissions in relation to applications for leave to appeal against sentence, but it may do so, and it should do so if it is suggested that there is some significant error of fact or principle in the applicant's submissions.

#### Written submissions in a Crown appeal against sentence

23. In a Crown appeal against sentence, the Crown's submissions shall contain:
  - a brief statement in narrative form of the Crown case which led to the conviction, but only where such case is not sufficiently apparent from the sentencing judge's remarks on sentence;
  - a statement of the particular objections to the sentence and to the reasons of the sentencing judge which are to be argued;
  - a brief statement of the argument as to why the Court should interfere with the sentence imposed (including, if appropriate, details of the range of sentences imposed in other relevant cases);
  - details of when and how the respondent was notified of the Crown's intention to appeal; and
  - a separate list of any authorities to which it is expected that the members of the Court may have to turn during the argument.

24. The respondent need not file written submissions in relation to Crown appeals, but may do so, and should do so if it is suggested that there is some significant error of fact or principle in the Crown's submissions.

#### Other appeals which are not rehearings

25. In cases stated for the determination of the Court and other proceedings in the nature of an appeal which is not a rehearing, the submissions of both parties are to contain:
  - a brief statement in narrative form of the factual background against which the questions are raised for the determination of the Court, but only where that background is not sufficiently apparent from the stated case or from some other document already filed;

- an outline of the argument to be put in support of each question for determination with:
  - the terms of that question set out in full;
  - page references to any transcript relating to any evidence referred to, and appropriate citations of authority relied upon for the propositions of law stated (including, where appropriate, page references); and
  - a separate list of any authorities to which it is expected that the members of the Court may have to turn during the argument.

#### Appeals by Way of Rehearing

26. In appeals which are to be heard in effect by way of rehearing, the submissions of the appellant are to contain:

- a brief statement in narrative form of the prosecution case and of the case raised or put forward by the appellant at the trial;
- a brief statement in narrative form of the facts which the appellant contends should have been found at first instance;
- an outline of the argument to be put in relation to each ground of appeal with:
  - the terms of that ground of appeal set out in full;
  - page references to the transcript relating to any evidence referred to, and appropriate citations of authority relied upon for the propositions of law stated (including, where appropriate, page references);
  - an index to the material evidence and a list of exhibits; and
  - a separate list of any authorities to which it is expected that the members of the Court may have to turn during the argument.

27. The submissions of the respondent are to contain:

- a brief statement in narrative form of the prosecution case and of the case raised or put forward by the appellant at the trial;
- an outline of the argument to be put in opposition to the appeal, with page references to the transcript relating to any evidence referred to and with appropriate citations of authority for the propositions of law stated (including, where appropriate, page references); and
- a separate list of any authorities to which it is expected that the members of the Court may have to turn during the argument.

#### Other applications

28. In other applications, the submissions of the applicant shall contain:

- a brief statement in narrative form of the factual background against which the application is to be determined by the Court, in sufficient detail as to permit the application to be heard by the Court without the need to read any other material;
- a statement as to the orders sought and (if expected that it will be of assistance to the Court) a brief outline of the argument to be put relating to each such order; and
- a separate list of any authorities to which it is expected that the members of the Court may have to turn during the argument.

29. The respondent need not file written submissions in relation to such applications, but should do so where it is expected that they will be of assistance to the Court.

#### List of Authorities

30. Authorities cited in submissions which are not likely to be needed in Court should not be included in a list of authorities. The list should only include authorities to which it is expected the Court will have to turn to during oral argument.

31. Where reliance is to be placed on an authority which is unreported, the party citing that authority shall attach a copy of the unreported judgment to the list of authorities. An authority published on CaseLaw with a case neutral citation is not considered by the Court to be a reported judgment.

32. Lists of authorities need not be filed at the same time as the written submissions but must be filed not later than one full working day before the hearing.

33. The party filing a List of Authorities shall file at least four copies of the List with the Registrar.

#### Interlocutory Appeals

34. Interlocutory appeals will be heard by the Court as expeditiously as possible. Appellants at the first callover must be ready to take a date for hearing, particularly where a pending appeal may have an effect on a trial pending or due to start. The parties will be expected to supply written submissions within a tight timeframe.

35. Appeals will not be adjourned on the basis of the appellant obtaining a “merits advice”.

36. Where an interlocutory appeal is urgent, the appellant should contact the registrar and inform the registrar of a realistic time estimate, together with the availability of counsel for all parties. The registrar will determine the urgency of the matter and will make suitable arrangements for the listing of the appeal.

#### Interlocutory appeals against the discharge of a jury

37. Where a trial judge proposes to discharge a jury, a party may ask the judge to delay the making of the order pending an application for leave to appeal.

38. The Court is able to hear any application against a decision to discharge a jury on an urgent basis. To minimise the inconvenience to jurors the Court will hear the appeal expeditiously, with the aim that the jury will not be held over for more than seven days, usually not beyond the Monday following the trial judge’s decision.

39. The registrar will be able to give an indication to the trial judge, if required, when an appeal can be held. The appellant should contact the registrar to give a realistic time estimate for the hearing of the appeal to enable this indication to be given. Counsel’s availability will not be a factor in determining the hearing date.

J. J. SPIGELMAN, A.C.,  
Chief Justice of NSW  
14 October 2005

#### Related information

- Practice Note SC CCA 1 was issued and commenced on 14 October 2005.
- This Practice Note replaces Practice Note SC CCA 1 that was issued and commenced on 17 August 2005.

- Practice Note SC CCA 1 replaced Former Practice Notes numbered 57, 98 and 112 on 17 August 2005.

See also:

- Practice Note SC Gen1 Supreme Court – Application of Practice Notes

### RURAL FIRES ACT 1997

#### Local Bush Fire Danger Period Variation

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

*Area of Variation:*

Tumbarumba Shire Council

The Local Bush Fire Danger period has been revoked for the period 1 November until 18 November 2005.

During this period permits pursuant to section 87 of the Rural Fires Act 1997 as amended will not be required for the lighting of fire for the purposes of land clearance or firebreaks.

MARK CROSWELLER, A.F.S.M.,  
Assistant Commissioner,  
Executive Director  
Operations and Regional Management Delegate

### RURAL FIRES ACT 1997

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

*Area of Variation:*

Northern Tablelands Team incorporating:  
Glen Innes Severn Shire Council  
Inverell Shire Council  
Tenterfield shire Council

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

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

MARK CROSWELLER, A.F.S.M.,  
Assistant Commissioner,  
Executive Director  
Operations and Regional Management

### SUBORDINATE LEGISLATION ACT 1989

Law Enforcement (Powers and Responsibilities)  
Regulation 2005

Review under the Subordinate Legislation Act 1989

NOTICE is given in accordance with section 5 (2) (a) of the Subordinate Legislation Act 1989 of the intention to make a principal statutory rule, by way of a regulation under the Law Enforcement (Powers and Responsibilities) Act 2002 ('the Act').

The proposed Regulation will deal with the following matters:

- (a) the form of the following:
  - (i) applications for various kinds of warrants, and for notices requiring the production of documents by authorised deposit-holding institutions ('notices to produce documents'), under the Act,
  - (ii) records to be made by or on behalf of authorised officers in relation to their determination of such applications,
  - (iii) notices required under the Act to be given to occupiers of premises at which certain warrants are executed,
  - (iv) reports to authorised officers on the execution of warrants and the giving of notices to produce documents,
- (b) the issue of receipts for things seized in the execution of warrants,
- (c) the keeping of documents relating to warrants and notices to produce documents, and the inspection of those documents,
- (d) the persons who may act as custody managers for persons detained under Part 9 of the Act,
- (e) the guidelines to be observed by custody managers and other police officers, and the keeping and inspection of custody records, in relation to those detained persons,
- (f) the detention under Part 9 of the Act of vulnerable persons—that is, children, persons with impaired intellectual or physical functioning, Aboriginal persons or Torres Strait Islanders and persons of non-English speaking backgrounds,
- (g) the establishment of a crime scene under the Act,
- (h) the train and bus routes in relation to which dogs may be used to carry out general drug detection without a warrant under the Act,
- (i) specifying that a penalty notice may be issued for the offence of failing to comply with a direction of a police officer under Part 14 of the Act, and setting the quantum of that penalty notice.

A copy of the draft Regulation and the Regulatory Impact Statement can be obtained by telephoning Mr Simon Healy on (02) 9228 7262 or by emailing [simon\\_healy@agd.nsw.gov.au](mailto:simon_healy@agd.nsw.gov.au) or from the Attorney General's Department's website at [www.lawlink.nsw.gov.au/lpd](http://www.lawlink.nsw.gov.au/lpd) under "Public Consultation" and then "Regulatory Impact Statements". Alternatively, a copy of the draft Regulation and the Regulatory Impact Statement may be inspected at the Criminal Law Review Division, Level 20, Goodsell Building, 8-12 Chifley Square, Sydney.

Comments and submissions on the draft Regulation and the Regulatory Impact Statement should be directed to the above address and be received by 12 November 2005.

### THREATENED SPECIES CONSERVATION ACT 1995

#### Final Determination

THE Scientific Committee, established by the Threatened Species Conservation Act, has made a Final Determination to list Themeda grassland on seacliffs and coastal headlands in the NSW North Coast, Sydney Basin and South East Corner Bioregions as an ENDANGERED ECOLOGICAL



COMMUNITY in Part 3 of Schedule 1 of the Act. Listing of endangered ecological communities is provided for by Part 2 of the Act.

The Scientific Committee has found that:

1. *Themeda* grassland on seacliffs and coastal headlands in NSW is an ecological community described by Adam *et al.* (1989). The community is found in the NSW North Coast, Sydney Basin and South East Corner Bioregions, on seacliffs and coastal headlands. The structure of the community is typically closed tussock grassland, but may be open shrubland or open heath with a grassy matrix between the shrubs. The community belongs to the Maritime Grasslands vegetation class of Keith (2004).
2. The community is characterised by the following assemblage of species:
 

<i>Acacia sophorae</i>	<i>Banksia integrifolia</i> subsp. <i>integrifolia</i>
<i>Commelina cyanea</i>	<i>Glycine clandestina</i>
<i>Glycine microphylla</i>	<i>Hibbertia scandens</i>
<i>Isolepis nodosa</i>	<i>Kennedia rubicunda</i>
<i>Lepidosperma</i> spp.	<i>Leptospermum laevigatum</i>
<i>Lomandra longifolia</i>	<i>Monotoca elliptica</i>
<i>Opercularia aspera</i>	<i>Pimelea linifolia</i>
<i>Poranthera microphylla</i>	<i>Sporobolus virginicus</i>
<i>Themeda australis</i>	<i>Viola banksii</i>
<i>Westringia fruticosa</i>	
3. The total species list of the community is considerably larger than that given above, with many species present at only one or two sites, or in low abundance. The species composition of the site will be influenced by the size of the site, recent rainfall and drought conditions and by its disturbance history (including fire, grazing and land clearing). At any one time, above ground individuals of some species may be absent, but the species may be represented below ground in soil seed banks or as dormant structures such as bulbs, corms, rhizomes, rootstocks or lignotubers. The list of species given above is of the vascular plant species, the community also includes micro-organisms, fungi, cryptogamic plants and a diverse flora. These components of the community are poorly documented.
4. *Themeda australis* is the dominant species in the community. *Themeda australis* is an extremely widespread species, but in this community may have a distinctive appearance, being prostrate and having glaucous leaves. These features are retained in cultivation and the form is believed to be genetically distinct (SWL Jacobs, pers. comm.). Scattered shrubs occur in many stands, most frequently *Pimelea linifolia*, *Banksia integrifolia* and *Westringia fruticosa*. These and other woody species often have dwarf growth forms. Although a number of woody species are listed as part of the community, these are usually sparsely distributed and may be absent from some stands. Tussocks of *Poa poiformis* may be found in some stands of the community, but *Poa poiformis*-dominated tussock grassland is generally found lower on cliffs (closer to the sea and more exposed to spray) and on steeper slopes.
5. A number of threatened species occur in some stands of the community, including *Diuris* sp. aff. *chrysantha*, *Pultenaea maritima*, *Rutidosus heterogama*, *Thesium australe* (Cohn 2004) and *Zieria prostrata* (Hogbin 2001). The endangered population of the low growing

form of *Zieria smithii* at Diggers Head is found in this community. The community is the major habitat for a number of other species, including *Chamaecrista maritima*, *Plectranthus cremnus* and *Stackhousia spathulata*. The presence of threatened species is a matter which will need to be addressed, on a stand by stand basis in management plans, but the presence of threatened species is not required for definition of the community.

6. The community is found on a range of substrates, although stands on sandstone are infrequent and small. Larger stands are found on old sand dunes above cliffs, as for example at Cape Banks and Henry Head in Botany Bay National Park (Adam *et al.* 1989), and on basalt headlands, as for example at Damerals Head in Moonee Beach National Park. Occurrences of the community in northern NSW are discussed by Griffith *et al.* (2003).
7. Individual stands of the community are often very small, a few square metres, but at some sites larger stands of up to several hectares or tens of hectares occur. Overall, the community therefore has a highly restricted geographic distribution comprising small, but widely scattered patches.
8. *Themeda* grassland on seacliffs and coastal headlands has been affected by pasture improvement to accommodate livestock grazing to varying degrees throughout its range (e.g. in the Coffs Harbour and Shellharbour-Kiama districts). More recently, the distribution has been depleted by coastal development. While some stands are protected from further land use change, a major threat to the community is posed by invasion by shrubs, both introduced species such as *Chrysanthemoides monilifera* and *Lantana camara*, and native species including *Acacia sophorae*, *Banksia integrifolia* and *Westringia fruticosa*. Although native shrubs are a feature of the community, invasion and conversion to dense shrubland has occurred at a number of sites in recent years and this may threaten the persistence of grassland elements in the community. This may reflect changed fire regimes and reduced grazing pressure (including by rabbits). A further major threat is associated with recreational use, with weed invasion and erosion occurring adjacent to footpaths and from use of off-road vehicles. Collectively, these processes may result in a large reduction of the ecological function of the community.
9. In view of the highly restricted distribution, small patch size and ongoing threats to the community, the Scientific Committee is of the opinion that *Themeda* grassland on seacliffs and coastal headlands in the NSW North Coast, Sydney Basin and South East Corner Bioregions is likely to become extinct in nature in New South Wales unless the circumstances and factors threatening its survival cease to operate.

Dr LESLEY HUGHES,  
Chairperson,  
Scientific Committee

#### References

- Adam P, Stricker P, Wiecek BM, Anderson DJ (1989) The vegetation of seacliffs and headlands in New South Wales, Australia. *Australian Journal of Ecology* **14**, 515-547.
- Cohn JS (2004) Effects of slashing and burning on *Thesium australe* R Brown (Santalaceae) in Coastal grasslands of NSW. Proceedings of the Linnean Society of New South Wales **125**, 57-65.



Griffith SJ, Bale C, Adam P, Wilson R (2003) Wallum and related vegetation on the NSW North Coast: description and phytosociological analysis. *Cunninghamia* 8, 202-252.

Hogbin PM (2001) Conservation outcomes arising from research into the population genetics, taxonomy and reproductive ecology of the endangered plant *Zieria prostrata* PhD, the Australian National University, Australia.

Keith DA (2004) 'Ocean shores to desert dunes: The native vegetation of New South Wales and the ACT.' NSW Department of Environment and Conservation. Sydney.

*Lomandra longifolia*

*Pimelea linifolia*

*Poa sieberiana*

var. *sieberiana*

*Pteridium esculentum*

*Ranunculus lappaceus*

*Rumex brownii*

*Senecio bipinnatisectus*

*Senecio* sp. *E*

*Themeda australis*

*Veronica calycina*

*Wahlenbergia stricta*

subsp. *stricta*

*Luzula densiflora*

*Poa labillardierei*

var. *labillardierei*

*Poranthera microphylla*

*Pultenaea microphylla*

*Rubus parvifolius*

*Scleranthus biflorus*

*Senecio diaschides*

*Stellaria pungens*

*Thesium australe*

*Viola betonicifolia*

## THREATENED SPECIES CONSERVATION ACT 1995

### Final Determination

THE Scientific Committee, established by the Threatened Species Conservation Act, has made a Final Determination to list Ribbon Gum – Mountain Gum – Snow Gum Grassy Forest/Woodland of the New England Tableland Bioregion as an ENDANGERED ECOLOGICAL COMMUNITY in Part 3 of Schedule 1 of the Act. Listing of endangered ecological communities is provided for by Part 2 of the Act.

The Scientific Committee has found that:

1. Ribbon Gum – Mountain Gum – Snow Gum Grassy Forest/Woodland of the New England Tableland Bioregion is the name given to the ecological community characterised by the assemblage of species listed in paragraph 2 that typically occurs at elevations of 700 – 1500 m, and is mainly confined to the high undulating basalt plateau with deep, chocolate or krasnozom loam soils (Benson and Ashby 2000). The structure of the community is typically open forest 20 – 30 m tall, although it may assume the structure of woodland, sometimes less than 12 m tall, in exposed sites or where subject to past clearing or thinning. The understorey contains a sparse stratum of shrubs and a continuous groundcover composed mostly of grasses and herbs.
2. Ribbon Gum – Mountain Gum – Snow Gum Grassy Forest/Woodland of the New England Tableland Bioregion is characterised by the following assemblage of species:

<i>Acacia dealbata</i>	<i>Acaena agnipila</i>
<i>Acaena novae-zelandiae</i>	<i>Ajuga australis</i>
<i>Ammobium alatum</i>	<i>Asperula conferta</i>
<i>Brachyscome</i>	<i>Bracteantha bracteata</i>
<i>nova-anglica</i>	
<i>Bulbine bulbosa</i>	<i>Craspedia variabilis</i>
<i>Cullen tenax</i>	<i>Cynoglossum australe</i>
<i>Desmodium varians</i>	<i>Dichelachne micrantha</i>
<i>Dichondra repens</i>	<i>Dichopogon fimbriatus</i>
<i>Diuris abbreviata</i>	<i>Elymus scaber</i>
<i>Epilobium</i>	<i>Eucalyptus dalrympleana</i>
<i>billardierianum</i>	subsp. <i>heptantha</i>
<i>Eucalyptus pauciflora</i>	<i>Eucalyptus stellulata</i>
<i>Eucalyptus viminalis</i>	<i>Euchiton gymnocephalus</i>
<i>Exocarpos</i>	<i>Galium ciliare</i>
<i>cupressiformis</i>	
<i>Geranium solanderi</i>	<i>Glycine clandestina</i>
<i>Hybanthus monopetalus</i>	<i>Hydrocotyle laxiflora</i>
<i>Hypericum gramineum</i>	<i>Lachnagrostis filiformis</i>

3. The total species list of the community is larger than that given above, with many species present only in one or two sites, or in low abundance. The species composition of a site will be influenced by the size of the site, recent rainfall or drought conditions and by its disturbance (including grazing, land clearing and fire) history. The number and relative abundance of species will change with time since fire, and may also change in response to changes in fire regimes. At any one time, above-ground individuals of some species may be absent, but the species may be represented below ground in the soil seed banks or as dormant structures such as bulbs, corms, rhizomes, rootstocks or lignotubers. The list of species given above is mainly of vascular plant species, however the community also includes micro-organisms, fungi, cryptogamic plants and a diverse fauna, both vertebrate and invertebrate. These components of the community are poorly documented.
4. Ribbon Gum – Mountain Gum – Snow Gum Grassy Forest/Woodland of the New England Tableland Bioregion is characterised by a tree layer usually c. 20 m tall, reaching up to 30 m in resource-rich sites, but considerably shorter than 20m on exposed or damp sites or where past clearing has removed mature trees. Common overstorey species include *Eucalyptus viminalis* (Ribbon Gum), *E. dalrympleana* subsp. *heptantha* (Mountain Gum), *E. pauciflora* (Snow Gum or White Sallee) and occasionally *E. stellulata* (Black Sallee). The understorey comprises a sparse layer of shrubs including *Acacia dealbata*, *Pultenaea microphylla* and *Pimelea linifolia* and a dense to very dense grassy ground cover dominated by *Poa sieberiana* var. *sieberiana*, *P. labillardieri* var. *labillardieri*, *Themeda australis* and *Elymus scaber* with herbs such as *Acaena* spp. *Ammobium alatum*, *Asperula conferta*, *Geranium solanderi*, *Ranunculus lappaceus* and numerous other species (Benson and Ashby 2000).
5. Ribbon Gum – Mountain Gum – Snow Gum Grassy Forest/Woodland of the New England Tableland Bioregion provides important habitat for the nationally vulnerable plant species *Thesium australe*, commonly known as 'Austral Toadflax' (Benson and Ashby 2000).
6. Ribbon Gum – Mountain Gum – Snow Gum Grassy Forest/Woodland of the New England Tableland Bioregion is currently known from parts of the Local Government Areas of Armidale Dumaresq, Bellingen, Clarence Valley, Glen Innes Severn, Guyra, Inverell, Tenterfield, Uralla and Walcha but may occur elsewhere in this bioregion. Bioregions are defined in Thackway and Creswell (1995).

7. Ribbon Gum – Mountain Gum – Snow Gum Grassy Forest/Woodland of the New England Tableland Bioregion includes Communities 6 and 7 of Benson and Ashby (2000) and Tableland Grasslands and Woodlands on Basaltic Soils (Vegetation Type 1b, *Eucalyptus viminalis*) of Clarke *et al.* (1995). There may be additional occurrences of the community within and beyond these surveyed areas. Ribbon Gum – Mountain Gum – Snow Gum Grassy Forest/Woodland belongs to the Tableland Clay Grassy Woodlands vegetation class (Keith 2004).
8. Ribbon Gum – Mountain Gum – Snow Gum Grassy Forest/Woodland of the New England Tableland Bioregion may co-occur with White Box Yellow Box Blakely's Red Gum Woodland, also listed under the *Threatened Species Conservation Act (1995)*. The two Endangered Ecological Communities may intergrade where they adjoin and in intermediate habitats such as occur in the vicinity of Armidale. All intermediate assemblages are collectively included within the two communities.
9. The extent of Ribbon Gum – Mountain Gum – Snow Gum Grassy Forest/Woodland of the New England Tableland Bioregion prior to European settlement has not been mapped across its entire range. However, in the Guyra District, Benson and Ashby (2000) estimate that 85% of their Map Units 6 and 7 have been cleared, leaving less than 8500 ha, of which less than half still retains a largely native understorey. This indicates a large reduction in geographic distribution of the community. Throughout the range of this community most of the understorey is highly modified, with many weeds present and a reduced native species richness (J. T. Hunter pers. comm.). An unknown area persists as native grassland where the woody component of the community has been eliminated by clearing. Of the area still wooded, much is regrowth after clearing or has had its understorey adversely affected by grazing or weed invasion.
10. The remaining stands are severely fragmented by past clearing and further threatened by continuing fragmentation and degradation, high grazing pressure, inappropriate fire regimes and invasion by introduced taxa (Benson and Ashby 2000, Keith 2004). Common introduced taxa include *Hypochaeris radicata*, *Trifolium repens*, *Cirsium vulgare*, *Taraxacum officinale*, *Arenaria leptoclados* and *Petrorhagia nanteuillii* (Benson and Ashby 2000). Exotic perennial grasses such as *Eragrostis curvula* and *Andropogon virginicus* also threaten the community at higher altitudes (J. T. Hunter pers. comm.). Grazing pressure within remnant stands may be intense at certain times and high frequency (in some cases, annual) fires are a common management practice, leading to reduced understorey diversity. Most remnants are in poor condition, with some of the best examples now found along roadsides where they are often susceptible to gradual attrition due to road maintenance activities (J. T. Hunter pers. comm.). Collectively these processes represent a large reduction in the ecological function of the community. Clearing of native vegetation, High frequency fire resulting in disruption of life cycle processes in plants and animals and loss of vegetation structure and composition and Invasion of native plant communities by exotic perennial grasses are listed as Key Threatening Processes under the NSW *Threatened Species Conservation Act 1995*.
11. The community is poorly represented in conservation reserves with only 17 ha represented in Little Llangothlin Nature Reserve (Benson and Ashby 200).
12. In view of the above, the Scientific Committee is of the opinion that Ribbon Gum – Mountain Gum – Snow Gum Grassy Forest/Woodland of the New England Tableland Bioregion is likely to become extinct in nature in New South Wales unless the circumstances and factors threatening its survival cease to operate.

Dr LESLEY HUGHES,  
Chairperson,  
Scientific Committee

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### THREATENED SPECIES CONSERVATION ACT 1995

#### Final Determination

THE Scientific Committee, established by the Threatened Species Conservation Act, has made a Final Determination to list Bangalay Sand Forest of the Sydney Basin and South East Corner bioregions as an ENDANGERED ECOLOGICAL COMMUNITY in Part 3 of Schedule 1 of the Act. Listing of endangered ecological communities is provided for by Part 2 of the Act.

The Scientific Committee has found that:

- Bangalay Sand Forest of the Sydney Basin and South East Corner bioregions is the name given to the ecological community associated with coastal sand plains of marine or aeolian origin. It occurs on deep, freely draining to damp sandy soils on flat to moderate slopes within a few kilometres of the sea and at altitudes below 100 m. Bangalay Sand Forest is characterised by the assemblage of species listed in paragraph 2 and typically comprises a relatively dense or open tree canopy, an understorey of mesophyllous or sclerophyllous small trees and shrubs, and a variable groundcover dominated by sedges, grasses or ferns.
- Bangalay Sand Forest of the Sydney Basin and South East Corner bioregions is characterised by the following assemblage of species:

<i>Acacia longifolia</i>	<i>Acacia sophorae</i>
<i>Acmena smithii</i>	<i>Allocasuarina littoralis</i>

<i>Astroloma pinifolium</i>	<i>Banksia integrifolia</i> subsp. <i>integrifolia</i>
<i>Banksia serrata</i>	<i>Billardiera scandens</i>
<i>Breynia oblongifolia</i>	<i>Cassytha pubescens</i>
<i>Carex longebrachiata</i>	<i>Casuarina glauca</i>
<i>Commelina cyanea</i>	<i>Desmodium gunnii</i>
<i>Dianella caerulea</i> var. <i>caerulea</i>	<i>Dianella crinoides</i>
<i>Dichondra repens</i>	<i>Echinopogon ovatus</i>
<i>Entolasia marginata</i>	<i>Eucalyptus botryoides</i>
<i>Eucalyptus pilularis</i>	<i>Geranium potentilloides</i>
<i>Glycine clandestina</i>	<i>Gonocarpus teucroides</i>
<i>Hardenberia violacea</i>	<i>Hibbertia scandens</i>
<i>Imperata cylindrica</i> var. <i>major</i>	<i>Isolepis nodosa</i>
<i>Kennedia rubicunda</i>	<i>Lagenifera stipitata</i>
<i>Lepidosperma concavum</i>	<i>Leptospermum laevigatum</i>
<i>Lomandra longifolia</i>	<i>Marsdenia rostrata</i>
<i>Microlaena stipoides</i> var. <i>stipoides</i>	<i>Monotoca elliptica</i>
<i>Notelaea longifolia</i>	<i>Oplismenus imbecillus</i>
<i>Parsonsia straminea</i>	<i>Pittosporum revolutum</i>
<i>Pittosporum undulatum</i>	<i>Pratia purpurascens</i>
<i>Pteridium esculentum</i>	<i>Ricinocarpus pinifolius</i>
<i>Rubus parvifolius</i>	<i>Solanum pungentium</i>
<i>Stephania japonica</i> var. <i>discolor</i>	<i>Stellaria flaccida</i>
<i>Themeda australis</i>	<i>Viola hederacea</i>

- The total species list of the community is larger than that given above, with many species present only in one or two sites, or in low abundance. The species composition of a site will be influenced by the size of the site, recent rainfall or drought conditions and by its disturbance (including grazing, land clearing and fire) history. The number and relative abundance of species will change with time since fire, and may also change in response to changes in fire frequency or grazing regime. At any one time, above-ground individuals of some species may be absent, but the species may be represented below ground in the soil seed banks or as dormant structures such as bulbs, corms, rhizomes, rootstocks or lignotubers. The list of species given above is mainly of vascular plant species, however the community also includes micro-organisms, fungi, cryptogamic plants and a diverse fauna, both vertebrate and invertebrate. These components of the community are poorly documented.
- Bangalay Sand Forest of the Sydney Basin and South East Corner bioregions typically has a dense to open tree canopy, approximately 5–20 m tall, depending on exposure and disturbance history. The most common tree species include *Eucalyptus botryoides* (Bangalay) and *Banksia integrifolia* subsp. *integrifolia* (Coast Banksia), while *Eucalyptus pilularis* (Blackbutt) and *Acmena smithii* (Lilly Pilly) may occur in more sheltered situations, and *Casuarina glauca* (Swamp Oak) may occur on dunes exposed to salt-bearing sea breezes or where Bangalay Sand Forest adjoins Swamp Oak Floodplain Forest of the NSW North Coast, Sydney Basin and South East Corner bioregions, as listed under the *Threatened Species Conservation Act 1995*. The open shrub stratum may be dominated by sclerophyllous species, such as *Banksia serrata* (Old Man Banksia), *Leptospermum laevigatum* (Coast Teatree) and *Monotoca elliptica*, or mesophyllous, species, such as *Breynia oblongifolia* (Coffee Bush) and *Pittosporum undulatum* (Sweet Pittosporum), or a combination of both. Shrubs may vary in height from one to ten metres tall. The groundcover varies from open to dense, and may be sparse where the tree canopy is dense or where there is a thick litter of leaves and branches. Dominant species include *Dianella* spp. (Blue Flax Lilies), *Lepidosperma concavum*, *Lomandra longifolia* (Spiny-headed Matrush), *Pteridium esculentum* (Bracken), and the grasses *Imperata cylindrica* var. *major* (Blady Grass), *Microlaena stipoides* var. *stipoides* (Weeping Grass) and *Themeda australis* (Kangaroo Grass), while herbs, such as *Desmodium gunnii*, *Dichondra repens* (Kidney Weed), *Pratia purpurascens* (Whiteroot) and *Viola hederacea* (Ivy-leaved Violet), are scattered amongst the larger plants. Vines of *Glycine clandestina*, *Hardenbergia violacea* (False Sarsparilla), *Kennedia rubicunda* (Running Postman), *Marsdenia rostrata* (Common Milk Vine) and *Stephania japonica* var. *discolor* (Snake Vine) scramble through the groundcover and occasionally over shrubs or tree trunks.
- Bangalay Sand Forest of the Sydney Basin and South East Corner bioregions is currently known from parts of the Local Government Areas of Sutherland, Wollongong, Shellharbour, Kiama, Shoalhaven, Eurobodalla and Bega Valley but may occur elsewhere in these bioregions. Bioregions are defined in Thackway and Creswell (1995).
- A number of vegetation surveys and mapping studies have been carried out across the range of Bangalay Sand Forest of the Sydney Basin and South East Corner bioregions. In the Sydney-South Coast region, this community includes 'Ecotonal Coastal Hind Dune Swamp Oak-Bangalay Shrub Forest' (ecosystem 27) excluding those stands that are dominated by *Casuarina glauca* and 'Coastal Sands Shrub/Fern Forest' (ecosystem 28) of Thomas *et al.* (2000); 'Littoral Thicket' (map unit 63) and part of 'Coastal Sand Forest' (map unit 64) of Tindall *et al.* (2004); 'Coastal Sand Bangalay-Blackbutt Forest' (map unit 25) of NPWS (2002); and 'Dry Dune Shrub Forest' of Keith and Bedward (1999). Bangalay Sand Forest of the Sydney Basin and South East Corner bioregions is included within the 'South Coast Sands Dry Sclerophyll Forests' vegetation class of Keith (2002, 2004). There may be additional or unmapped occurrences of Bangalay Sand Forest within and beyond these surveyed areas.
- Near its northern limit in the Bundeena area, Bangalay Sand Forest co-occurs with Kurnell Dune Forest in the Sutherland Shire and City of Rockdale, which is listed as an Endangered Ecological Community in Part 3 of Schedule 1 of the Act. In this area, Bangalay Sand Forest is generally restricted to foredunes and hind dunes of beaches, while Kurnell Dune Forest generally occurs on sheltered sand flats further from the immediate influence of the sea. Characteristic species of Kurnell Dune Forest, such as *Angophora costata*, *Banksia ericifolia*, *Cupaniopsis anacardioides*, *Endiandra sieberi*, *Eucalyptus robusta* and *Maclura cochinchinensis*, are not common components of Bangalay Sand Forest. However, the two communities may intergrade where they co-occur. This Determination and the Determination of Kurnell Dune Forest collectively encompass all intermediate stands of vegetation between the two communities.
- Another Endangered Ecological Community, Umina Coastal Sandplain Woodland in the Sydney Basin bioregion, occupies a similar sandplain habitat to the north of Sydney. However, this community occupies



podsolised sands that are rich in iron (Burges & Drover 1952), as distinct from the humic podsol that characterise Bangalay Sand Forest, and is dominated by *Angophora floribunda* with *E. paniculata*, while *E. botryoides* predominates only in the vicinity of the beach. In addition, Umina Coastal Sandplain Woodland includes a greater diversity of mesic understorey species and *Acacia* species than Bangalay Sand Forest.

9. Bangalay Sand Forest of the Sydney Basin and South East Corner bioregions is threatened by land clearing; degradation and disturbance associated with heavy recreational use; frequent burning; rubbish dumping; and weed invasion. These threats are generally associated with existing and proposed urban development along the coast. However, areas of Bangalay Sand Forest within conservation reserves, including Royal, Seven Mile Beach, Conjola, Meroo, Murramarang, Eurobodalla and Biamanga National Parks, are exposed to degradation by visitor overuse due to their proximity to popular beaches and camping areas.
10. Available vegetation mapping indicates that Bangalay Sand Forest has suffered substantial levels of clearing. The coastline between Gerroa and Bermagui includes an estimated area of about 3450 ha, representing one-quarter of the estimated pre-1750 distribution of the community (ecosystems 27 and 28 of Thomas *et al.* 2000). Similarly, Tindall *et al.* (2004) map about 2200 ha of Littoral Thicket, representing about one-third of the its estimated pre-European distribution between Sydney and Moruya. South of Bermagui, Keith & Bedward (1999) mapped a further 650 ha, representing less than two-fifths of the estimated pre-1750 distribution. However, recent reconnaissance suggests that these studies may have over-estimated the remaining area of Bangalay Sand Forest (J. Miles, pers. comm.). North of Gerroa, only small fragments of the community persist, for example, on Minnamurra Spit (Mills 2000), around Primbee and Windang (NPWS 2002), Bundeena and Taren Point. Overall, these estimates indicate large reductions in the geographic distribution of the community. Clearing of native vegetation is listed as a Key Threatening Process under the *Threatened Species Conservation Act (1995)*.
11. Some areas of Bangalay Sand Forest are exposed to frequent burning, particularly around camping areas, towns and other sources of ignition. High frequency fire alters species composition by favouring fire-tolerant rhizomatous grasses, sedges and ferns at the expense of woody plants that are slow to regenerate after fire (Keith 1996). Elimination of woody species by frequent burning is likely to be accelerated by grazing. These processes of degradation represent large reductions in the ecological function of the community. High frequency fire resulting in disruption of life cycle processes in plants and animals and loss of vegetation structure and composition is listed as a Key Threatening Process under the *Threatened Species Conservation Act (1995)*.
12. Weed invasion occurs where Bangalay Sand Forest is exposed to disturbance and degradation. Common weed species include *Asparagus* spp., *Chrysanthemoides monilifera* subsp. *rotundata* (Bitou Bush), introduced forms of *Cynodon dactylon* (Couch), *Cirsium vulgare* (Spear Thistle), *Conyza bonariensis* (Fleabane), *Hypochaeris radicata* (Cats Ear), *Ipomea* spp. (Morning Glory spp.), *Lantana camara*, *Pennisetum clandestinum* (Kikuyu). These and other weed species may achieve considerable abundance within stands of Bangalay Sand Forest, indicating a large reduction in ecological function of the community. Invasion of native plant communities by exotic perennial grasses is listed as a Key Threatening Process under the *Threatened Species Conservation Act (1995)*.
13. Additions to the coastal reserve system and land use zoning have protected some stands of Bangalay Sand Forest from clearing. However, pressures associated with increasing human populations and recreational activity on the coast continue to intensify, especially where stands of the community occur in the vicinity of coastal villages and urban centres, and where new reserves involve the establishment of camping areas and other visitor infrastructure. Disturbance associated with increased human access contributes particularly to habitat degradation, increased frequencies of bushfire ignitions, and weed invasion, posing major threats even on land managed for conservation. In addition to the processes outlined above, activities such as illegal fire wood collection by campers and coastal residents may threaten habitat for vertebrate and invertebrate fauna and disrupt nutrient and carbon cycling. Removal of dead wood and dead trees is listed as a Key Threatening Process under the *Threatened Species Conservation Act (1995)*. These processes may result in a large reduction in ecological function of the community.
14. In view of the above, the Scientific Committee is of the opinion that Bangalay Sand Forest of the Sydney Basin and South East Corner bioregions it is likely to become extinct in nature in New South Wales unless the circumstances and factors threatening its survival cease to operate.

Dr LESLEY HUGHES,  
Chairperson,  
Scientific Committee

#### References

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- Keith DA (1996) Fire-driven mechanisms of extinction in vascular plants: a review of empirical and theoretical evidence in Australian vegetation. Proceedings of the Linnean Society of New South Wales 116, 37-78.
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- Mills K (2000) Rural lands study City of Shellharbour. Nature conservation study. Shellharbour City Council.
- Tindall D, Pennay C, Tozer MG, Turner K, Keith DA (2004) 'Native vegetation map report series. No. 4. Araluen, Batemans Bay, Braidwood, Burragarang, Goulburn, Jervis Bay, Katoomba, Kiama, Moss Vale, Penrith, Port Hacking, Sydney, Taralga, Ulladulla, Wollongong.' NSW Department of Environment and Conservation and NSW Department of Infrastructure, Planning and Natural Resources, Sydney.
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Thomas V, Gellie N, Harrison T (2000) 'Forest ecosystem classification and mapping for the southern Comprehensive Regional Assessment.' NSW National Parks and Wildlife Service, Queanbeyan.

### TRANSPORT ADMINISTRATION ACT 1988

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Interests in Land for the Purposes of Rail Corporation New South Wales

RAIL Corporation New South Wales, with the approval of Her Excellency the Governor, declares that the interests in land described in Schedule 1 hereto and excluding the interests described in Schedule 2 hereto is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of Rail Corporation New South Wales, as authorised by the Transport Administration Act, 1988.

The Minister responsible for Rail Corporation New South Wales is satisfied that Rail Corporation New South Wales requires immediate vacant possession of the land described in Schedule 1 subject to the interests described in Schedule 2.

Dated this 15th day of September 2005

VINCE GRAHAM,  
Chief Executive Officer

#### SCHEDULE 1

(Interest to be acquired)

All that piece or parcel of land comprising Lot 4 in Deposited Plan 804215 situate at Town Hall in the Local Government Area of Sydney, Parish of St James, County of Cumberland and State of New South Wales, being premises known as part Town Hall Railway Station and said to be in the possession of Rail Corporation New South Wales.

#### SCHEDULE 2

(Interest to be acquired)

All that Lease on the terms set out in Registered Dealing Number Z678029 (as transferred by Registered Dealing Number 8084420) of land situate at Town Hall in the Local Government Area of Sydney, Parish of St James, County of Cumberland and State of New South Wales, being premises known as the Pavilion Plaza at Town Hall Railway Station and said to be in the possession of GPT Management Limited and any other interest pursuant to the said Lease including without limitation:

All that Sublease on the terms set out in Registered Dealing Number 8145568 (as transferred by Registered Dealing Number AB126938 and as varied by Registered Dealing Number AB126939) of land situate at Town Hall in the Local Government Area of Sydney, Parish of St James, County of Cumberland and State of New South Wales, being premises known as Shop LG01 at Lower Ground Level, Pavilion Plaza and said to be in the possession of DCM (Pavilion Plaza) Pty Limited and any other interest pursuant to the said Sublease.

All that Sublease of Lease Z678029 on the terms set out in Registered Dealing Number 8617660 of land situate at Town Hall in the Local Government Area of Sydney, Parish of St James, County of Cumberland and State of New South Wales, being premises known as Shop LG28 at Lower Ground Level, Pavilion Plaza and said to be

in the possession of Flight Centre Pty Limited and any other interest pursuant to the said Sublease.

All that Sublease of Lease Z678029 on the terms set out in Registered Dealing Number 8692821 of land situate at Town Hall in the Local Government Area of Sydney, Parish of St James, County of Cumberland and State of New South Wales, being premises known as Shop LG2 at Lower Ground Level, Pavilion Plaza and said to be in the possession of Minit Australia Pty Limited and any other interest pursuant to the said Sublease.

All that Sublease of Lease Z678029 on the terms set out in Registered Dealing Number 9448007 of land situate at Town Hall in the Local Government Area of Sydney, Parish of St James, County of Cumberland and State of New South Wales, being premises known as Shop 29/30 at Lower Ground Level, Pavilion Plaza and said to be in the possession of Yan's Pty Limited and any other interest pursuant to the said Sublease.

All that Sublease of Lease Z678029 on the terms set out in Registered Dealing Number AB607517 of land situate at Town Hall in the Local Government Area of Sydney, Parish of St James, County of Cumberland and State of New South Wales, being premises known as Shop LG03 at Lower Ground Level, Pavilion Plaza and said to be in the possession of Peter Xiao and Ke Fei Zheng Pty Limited and any other interest pursuant to the said Sublease.

All that Lease on the terms set out in Registered Dealing Number 9666313 of land situate at Town Hall in the Local Government Area of Sydney, Parish of St James, County of Cumberland and State of New South Wales, being premises known as the Communications Room, Platform 4 at Town Hall Railway Station and said to be in the possession of Optus Mobile Pty Limited and any other interest pursuant to the said Lease where RailCorp is the Lessor or Licensor.

All that Lease on the terms set out in Registered Dealing Number AA669741 of land situate at Town Hall in the Local Government Area of Sydney, Parish of St James, County of Cumberland and State of New South Wales, being premises known as the Part Communications Room, Platform 4 at Town Hall Railway Station and said to be in the possession of Vodafone Network Pty Limited and any other interest pursuant to the said Lease where RailCorp is the Lessor or Licensor.

Any interest in land held by Australian Posters Pty Limited pursuant to a contract dated 14 May 1998 between Australian Posters Pty Limited and the State Rail Authority of New South Wales (the "SRA")

Any interest in land held by Telstra Corporation Limited in respect of premises known as the Part Communications Room, Platform 4 at Town Hall Railway Station, pursuant to an agreement between Telstra Corporation Limited and Rail Corporation New South Wales entered into in 2000.

Any interests held by telecommunications carriers pursuant to the Telecommunications Act 1997 (Commonwealth).

Any interest in land arising out agreement No. 97.0198, undated but commencing on 1 May 1997, between Woolworths Limited and the SRA, in respect of premises known as Shop 25, Town Hall Railway Station and said to be in the possession of Woolworths Limited.

RailCorp Reference: 014871

**WATER ACT 1912, PART 9**Review of Eraring Electricity's Water Management  
Licence

SUBMISSIONS are invited from the public to assist with the review of Eraring Electricity's (Eraring) Water Management Licence (licence).

The licence regulates Eraring's access to bulk water from Fitzroy Falls in the Shoalhaven River catchment and provides a regulatory framework to manage the competing demands of Eraring, other water users and the environment.

The purpose of the review is to provide an opportunity for members of the community to comment on the licence and the activities of the licence holder during the period under review, being the first five years of the term of the licence (January 2001 – January 2006).

To obtain an information package, please telephone Helen Keenan or Scott Tinsley on (02) 4722 1188 or visit "What's New" on the Department of Natural Resources website at [www.naturalresources.nsw.gov.au](http://www.naturalresources.nsw.gov.au). The information package contains important material for consideration when providing input to this review. The closing date for submissions is Friday 18 November 2005. Written submissions should be forwarded:

by post to: Manager, Corporate Licence  
Development  
Department of Natural Resources  
PO Box 651  
Penrith NSW 2751

or by fax to: (02) 4722 6463

or by email: [CLU@dipnr.nsw.gov.au](mailto:CLU@dipnr.nsw.gov.au)

# 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

ALBURY City Council declares with the approval of Her Excellency the Governor, that the easement described in schedule A below, excluding the interests described in schedules B and C below and excluding any mines or deposits of minerals in the land is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purpose of creating an easement for an existing return water main from the Paper Mill at Ettamogah.

Dated at Albury this 17th day of October 2005. MARK CLIFFORD HENDERSON, General Manager, Albury City Council, PO Box 323, Albury NSW 2640

#### SCHEDULE A

Easement described as E1 affecting Lot 16, DP 811353, Lot 2, DP 808345, Lot 14, DP 715250 and Lot 1, DP 1068462 and Conveyance Book 2198, No. 654 as shown in DP 1069044

#### SCHEDULE B

Easement described as G-7 in favour of Albury Gas Company for a high pressure gas main as shown on DP811353 and an Easement described as S-3 in favour of Albury City Council for drainage of sewerage as shown in DP811353

#### SCHEDULE C

Caveat registered under dealing Z014775 over land contained in Certificate of Title Volume 2570, Folio 223, affecting Lot 2, DP 808345 [1705]

### BAULKHAM HILLS SHIRE COUNCIL

Public Notice

Light Traffic Thoroughfare

Gladstone Road, Castle Hill between Windsor Road and Hudson Avenue

THE Council hereby advises that pursuant to section 112 of the Roads Act 1993 and in accordance with the authority delegated to it by the Roads and Traffic Authority of New South Wales, it proposes to impose a maximum load limit of three tonnes over the length of:

Gladstone Road between Windsor Road and Hudson Avenue, Castle Hill

It should be noted that the load limits do not apply to buses or commercial vehicles in excess of the limit:

- (a) who wish to gain access to properties in the streets defined above, or
- (b) who must use the street, there being no other access to the desired street.

A period of 28 days from the date of this notice is allowed for persons to lodge a written objection to the proposal to impose the load limits.

Further information regarding the proposal can be gained by contacting Council's Traffic Engineer, Michael Doyle on 9843 0243. [1692]

### BLACKTOWN CITY COUNCIL

Erratum

A notice which appeared in the *Government Gazette* No. 105 of 19 August 2005 under the Roads Act 1993, Section 10 (1) with the heading "Notice of Dedication of Land as Public Road" was published in error. This notice appeared in the previous *Government Gazette* No. 102 of 12 August 2005.

### CABONNE COUNCIL

Naming of Roads

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

Description	Name
Cumnock Cemetery Road	Cemetery Road
McEzcherns Road at Garra	Brooks Lane
road from Scenic Drive to "Glenrogan" near Manildra (previously named Sharpless Lane)	Robards Lane
road from Orange-Parkes Road to Robards Lane (previously named Robards Lane)	Sharpless Lane

Authorised by resolution of Council on 19 September 2005. G. L. P. FLEMING, General Manager, Cabonne Council, PO Box 17, Molong NSW 2866. [1693]

### GRIFFITH CITY COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

GRIFFITH City Council declares with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding mines and deposits of minerals within the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of a gravel pit, a buffer zone for an existing landfill site and for environmental protection.

Dated at Griffith this 18th day of July 2005.

PETER BROOKS,  
General Manager

#### SCHEDULE

Portion 201, DP 756035.

[1694]



**HOLROYD CITY COUNCIL**

Roads (General) Regulation 2000

Naming of Roads

PURSUANT to Clause 9 of the Roads (General) Regulation 2000, notice is hereby given of the naming of the following ten (10) new roads within Nelsons Ridge Estate, Pemulwuy:

*Road Names*

Stanbury Avenue  
Kilby Avenue  
Kurung Street  
Morley Avenue  
Biana Street  
Binnet Street  
Waiana Street  
Bobbina Avenue  
Bundeluk Avenue  
Baoma Avenue

Dated at Merrylands 18 October 2005. D. TREZISE,  
General Manager, Holroyd City Council, Memorial Avenue,  
Merrylands NSW 2160. [1701]

**LAKE MACQUARIE CITY COUNCIL**

Proposed Naming of Roads

IN pursuance of section 162.1 of the Roads Act 1993, Council gives notice to name following roads:

<i>Location</i>	<i>Name</i>
Lots 59, 79 and 114, DP 755262, Dunbar Road, Cameron Park	Redmond Circuit Quartz Place
Lots 14 and 16, DP 129150, Newport Road, Cooranbong Crescent	Greendale Drive Scribbly Gum
Lot 12, DP 732256, Grandview Road, New Lambton Heights	Maclayski Drive
Lot 13, DP 261891 and Lot 116, DP 882928, Advantage Avenue, Morisset	Mayfair Close
Lots 10 and 11, DP 871333, Paddock Close, Glendale	Stable Place
Lot 121, DP 807535, Rafferys Road, Cams Wharf	Jetty Point Road Lake Ridge Lane The Circuit Creekside Lane Lake Forest Drive Grey Gum Trail Spotted Gum Lane Two Ponds Lane Lake Point Way Nine Acres Road The Walk Woodbrook Trail Saltwater Row Shoreside Row

Written objections must be submitted by 16 November 2005. The reasons for objection must be clearly stated. For further information contact Stephen Pichaloff on (02) 4921 0534. TONY FARRELL, Acting General Manager, Lake Macquarie City Council, Box 1906 HRMC 2310. [1695]

**PORT MACQUARIE-HASTINGS COUNCIL**

Roads Act 1993, Section 10

Dedication of Land as Public Road

THE Port Macquarie-Hastings Council hereby gives notice pursuant to section 10 of the Roads Act 1993, that the land detailed in the Schedule hereto is dedicated as public road. B SMITH, General Manager, Port Macquarie-Hastings Council, PO Box 84, Port Macquarie, NSW 2444.

**SCHEDULE**

All that land comprised within Lot 5 Deposited Plan 1067194, Parish of Camden Haven County of Macquarie and situated adjacent to 286 Ocean Drive, West Haven. [1696]

**PORT STEPHENS COUNCIL**

Roads Act 1993

Road Naming – Section 162 (1)

NOTICE is hereby given that Port Stephens Council, after having received no objections following notification and advertising has named the following roads by their locally known names.

<i>Description</i>	<i>Name</i>
At Ferodale – Parish Thornton, County Gloucester being the service road on western side of Pacific Highway (part of that former highway) from Nine Mile Creek to the south boundary Lot 8, DP 248928.	Nine Mile Creek Road
At Nelson Bay – Parish Tomaree County Gloucester being approximately 150 metres of road from Shoal Bay Road northwards to the Arts/Cultural Centre near Strong Oval.	Cultural Close

Road Dedication – Section 10 (1)

NOTICE is hereby given that Port Stephens Council hereby dedicates the Council land described in Schedule 1 as public road.

**SCHEDULE 1**

Part Lot 133, DP 264505 adjoining north-eastern boundaries Lots 1 and 2, DP 1084500.

Council contact Cliff Johnson, telephone (02) 4980 0265. P. GESLING, General Manager, Port Stephens Council, PO Box 42, Raymond Terrace. Council file number A2004-0237 [1697]

**ESTATE NOTICES**

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ROSALIE BERTHA HELENA HOWE, late of Padstow Heights, in the State of New South Wales, home duties, who died on 5 January 1997, must send particulars of his/her claim to the executrices, Lorraine Hazelwood, Marianne McLennan and Diane Squires, c.o. C. P. White & Sons (Burwood), Solicitors, 15 Belmore Street, Burwood NSW 2134, within one (1) calendar month from publication of this notice. After that time the executrices may distribute the assets of the estate having regard only to the claims of which at the time of distribution they have notice. Probate was granted in New South Wales on 2 April 1997. C. P. WHITE & SONS (Burwood), Solicitors, 15 Belmore Street, Burwood NSW 2134 (PO Box 36, Burwood NSW 1805), (DX 8550 Burwood), tel.: (02) 9744 2198. [1698]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of BETTY RICHARDS, late of Ettalong, in the State of New South Wales, retired, who died on 8 July 2005, must send particulars of his/her claim to the executor, Harold John Reineker, c.o. Peninsular Law, Solicitors, 103-105, Blackwall Road, Woy Woy NSW 2256, within one (1) calendar month from publication of this notice. After that time the assets may be conveyed and distributed having regard only to the claims which at the time of distribution he has notice. Probate was granted in New South Wales on 29 September 2005. Peninsular Law, Solicitors, 103-105, Blackwall Road, Woy Woy NSW 2256 (DX 8806, Woy Woy), tel.: (02) 4342 1277. [1702]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of DOROTHY KENYON WEBBER, late of Ettalong, in the State of New South Wales, retired, who died on 26 May 2005, must send particulars of his/her claim to the executrices, Lynn Margaret Webber and Gail Elizabeth Webber, c.o. Peninsular Law, Solicitors, 103-105, Blackwall Road, Woy Woy NSW 2256, within one (1) calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims which at the time of distribution the executrices have notice. Probate was granted in New South Wales on 19 August 2005. Peninsular Law, Solicitors, 103-105, Blackwall Road, Woy Woy NSW 2256 (DX 8806, Woy Woy), tel.: (02) 4342 1277. [1699]

**COMPANY NOTICES**

NOTICE of voluntary liquidation.—BIRD (PROTECTIVE COATINGS) PTY LIMITED ACN 001 051 921 (in liquidation).—Notice is hereby given in accordance with section 509 (2) of the Corporations Law that a final meeting of the members of the abovenamed company, will be held at 11th Floor, 155 Castlereagh Street, Sydney NSW 2000 on Wednesday 20 October 2005 at 10:00 a.m., for the purpose of having laid before it by the liquidator an account showing how the winding up has been conducted and the manner in which the assets of the company have been disposed of in the course of the winding up. Dated 18 October 2005. R. D. ELLINSON, Liquidator, c.o. Selingers, Chartered Accountants, 11th Floor, 155 Castlereagh Street, Sydney NSW 2000 (PO Box 4951, Sydney NSW 2001), tel: (02) 9283 2444. [1703]

**OTHER NOTICES**

NOTICE of dissolving of partnership.—Notice is hereby given that the partnership heretofore subsisting between myself, Mr Mark Peters of 74 Moore Street, Liverpool NSW 2170, and Mr Larry King of 58 Fernleigh Street, Caringbah NSW 2229, carrying on business as Written Bloodstock (ABN 22 134 799 739) has been dissolved as from today, Friday, 14 October 2005. [1700]

**CATHOLIC CEMETERY TRUST, NORTH ROCKS**

## Claims to Right of Burial

THE Trustees of the Roman Catholic Church for the Diocese of Broken Bay (Diocese) is the Trustee and the Catholic Cemeteries Board (Board) is the Manager of the Catholic Cemetery Trust, North Rocks (Trust).

They operate the North Rocks Catholic Cemetery at the corner of North Rocks Road and Palma Place, North Rocks.

The Board is currently updating the Burial Register of the Cemetery so as to enable it to ensure that it accurately records all graves, the grantees or owners for the time being of Rights of Burial granted up to the present in respect of graves, the identities of the deceased persons who are buried in the Cemetery and the location of each burial. The completion of this update will allow the Board to be confident of the accuracy of the Burial Register in respect of the present owners of Rights of Burial of unused graves and unsold graves available for sale for future burials.

The Board invites all persons who have an interest in a Right of Burial in relation to a grave within the Cemetery to contact it for a Claim Form and to provide evidence of their rights so that any inaccuracies in and omissions from the Burial Register can be rectified. A fee of \$500 will be payable on lodgement of the Claim Form to cover the administrative cost of processing the claim and \$250 of that fee will be refunded in the event that evidence is produced to the reasonable satisfaction of the Trust that the Burial Register is defective. Confirmations of Rights of Burial in respect of the graves will be issued to successful claimants.

The Catholic Cemetery Trust, North Rocks will proceed with the future management and administration of the Cemetery with regard only to those Rights of Burial of which the Board has been notified by 31 December 2005. The Trust will not recognise any Rights of Burial in respect of which a claim is not made by that 31 December 2005.

Claim Forms in respect of a Right of Burial may be obtained from:

Catholic Cemetery Trust, North Rocks  
C/- Catholic Cemeteries Board  
PO Box 10,  
LIDCOMBE NSW 1825  
Telephone: (02) 9649 6423  
Facsimile: (02) 9643 2869

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