



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

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LEGISLATION

Regulations



New South Wales

Smoke-free Environment Amendment Regulation 2005

under the

Smoke-free Environment Act 2000

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Smoke-free Environment Act 2000*.

MORRIS IEMMA, M.P.,
Minister for Health

Explanatory note

The *Smoke-free Environment Act 2000* (*the Act*) prohibits smoking in any enclosed public place but provides a temporary exemption (between 4 July 2005 and 2 July 2007) in relation to one room or part of one room of a registered club, hotel, nightclub or casino. Section 11B (6) of the Act provides that the Minister for Health may authorise a second room, or part of a second room, of a club, hotel, nightclub or casino to also be exempt in certain circumstances.

The object of this Regulation is to prescribe the criteria to be met before an authorisation may be given by the Minister under section 11B (6), including the process for making an application to the Minister for such an authorisation.

This Regulation is made under the *Smoke-free Environment Act 2000*, including sections 11B (6) and 23 (the general regulation-making power).

Clause 1 Smoke-free Environment Amendment Regulation 2005

Smoke-free Environment Amendment Regulation 2005

under the

Smoke-free Environment Act 2000

1 Name of Regulation

This Regulation is the *Smoke-free Environment Amendment Regulation 2005*.

2 Amendment of Smoke-free Environment Regulation 2000

The *Smoke-free Environment Regulation 2000* is amended as set out in Schedule 1.

Smoke-free Environment Amendment Regulation 2005

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 2)

Clause 7

Insert after clause 6:

7 Authorisation for second room to be part of exempt area

- (1) The Minister may grant an authorisation under section 11B (6) of the Act to set aside a second room or part of a second room of a club, hotel, nightclub or casino as part of an exempt area only if an application is made in accordance with subclause (2) and the Minister is satisfied that:
 - (a) all public places that are part of the premises in respect of which the exemption is being sought are enclosed, and
 - (b) the existing exempt area is a gaming machine room the area of which is less than 15% of the total area of all the rooms in the club, hotel, nightclub or casino, and
 - (c) the second room or part of a second room that is proposed to be set aside is as close as possible to the existing exempt area, and
 - (d) the area of the second room or part of a second room that is proposed to be set aside, when added to the existing exempt area, will be less than 25% of the total area of all the rooms in the club, hotel, nightclub or casino.
- (2) An application for an authorisation to set aside a second room or part of a second room of a club, hotel, nightclub or casino as part of an exempt area:
 - (a) is to be made by, or on behalf of, the licensee, secretary or casino operator, as the case may be, and
 - (b) is to be lodged with the Director-General, and
 - (c) is to be in the form of a written statement setting out the reasons why the exemption should be granted taking into account the requirements of the Act and this Regulation, and
 - (d) is to be accompanied by a floor plan of the premises in respect of which the exemption is sought showing the location, dimensions and area of:
 - (i) the exempt area, and

Smoke-free Environment Amendment Regulation 2005

Schedule 1 Amendment

-
- (ii) the second room or part of a second room that is proposed to be set aside as part of the exempt area, and
 - (iii) each other room of the club, hotel, nightclub or casino, and
 - (e) is to be accompanied by an application fee of \$500.
- Note.** Section 307A of the *Crimes Act 1900* provides for a maximum penalty of 2 years imprisonment, or a fine of 200 penalty units (\$22,000), or both for an offence of making a false or misleading application.
- (3) Words and expressions used in this clause have the same meanings as they have in Part 3 of the Act, including the definition of **room** in section 11B.



New South Wales

Property, Stock and Business Agents Amendment Regulation 2005

under the

Property, Stock and Business Agents Act 2002

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Property, Stock and Business Agents Act 2002*.

JOHN HATZISTERGOS, M.L.C.,
Minister for Fair Trading

Explanatory note

The object of this Regulation is to amend the *Property, Stock and Business Agents Regulation 2003* as follows:

- (a) to provide that the term **trust money** has the same meaning in the Regulation as in Part 7 of the *Property, Stock and Business Agents Act 2002 (the Act)* (that is, money received for or on behalf of any person by a licensee in connection with the licensee's business as a licensee) (Schedule 1 [1]),
- (b) to exempt all agreements between licensees who are members of a multiple listing organisation, and all agreements between parties to a notified franchise agreement, from the requirements to be in writing, to be signed and to contain prescribed terms (at present only agreements approved by the Director-General of the Department of Commerce are exempt) (Schedule 1 [2]),
- (c) to prescribe 14 days as the time within which notice of any change in the location of the registered office of a licensee must be lodged with the Director-General of the Department of Commerce (Schedule 1 [3]),
- (d) to provide that a licensee is not required to retain duplicate receipts in relation to trust money if an electronic record of receiving the money was made as soon as was practicable after the money was received (Schedule 1 [4]),
- (e) to prescribe the Property Services Compensation Fund as an account out of which the costs of management and receivership of a licensee's business can be paid, but only to the extent that they cannot be paid out of the receipts of the relevant business (Schedule 1 [5]),

Property, Stock and Business Agents Amendment Regulation 2005

Explanatory note

- (f) to provide that the requirement under section 63 of the Act that the proposed contract for the sale of property, and other required documents, must be available for inspection before a real estate agent offers residential property for sale does not apply if the offer is made under an agreement between licensees to share any commission, fee, gain or reward in respect of the sale of a residential property and the requirement is complied with in respect of the offer when made by the licensee with whom the principal concerned has entered into an agency agreement (Schedule 1 [6]),
- (g) to exempt from the operation of the Act any person, such as a tourist information centre or short-term accommodation booking agent, who introduces, or arranges for the introduction of, a prospective licensee of land to the owner of land or to the agent of the owner of land, but only if that person deals only with licences of land for a period of not more than 2 months other than for residential purposes and does not accept any money for doing so from the prospective licensee or licensee (Schedule 1 [7]),
- (h) to prohibit an agency agreement under which the agent will exercise the functions of a strata managing agent from containing a term that indemnifies the agent against any liability to pay a fine that arises by virtue of section 30 of the *Strata Schemes Management Act 1996* (Breach of duty by strata managing agent) (Schedule 1 [8]).

This Regulation is made under the *Property, Stock and Business Agents Act 2002*, including sections 4 (1), 28 (4), 55, 63 (7), 123 and 230 (the general regulation-making power).

Property, Stock and Business Agents Amendment Regulation 2005

Clause 1

Property, Stock and Business Agents Amendment Regulation 2005

under the

Property, Stock and Business Agents Act 2002

1 Name of Regulation

This Regulation is the *Property, Stock and Business Agents Amendment Regulation 2005*.

2 Amendment of Property, Stock and Business Agents Regulation 2003

The *Property, Stock and Business Agents Regulation 2003* is amended as set out in Schedule 1.

Property, Stock and Business Agents Amendment Regulation 2005

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 2)

[1] Clause 3 Definitions

Insert in alphabetical order:

trust money has the same meaning as in Part 7 of the Act.**[2] Clause 8 Subagency agreements**

Omit clause 8 (1) (a) and (b). Insert instead:

- (a) agreements between licensees who are members of a multiple listing organisation,
- (b) agreements between licensees who are parties to a franchise agreement,

[3] Clause 13A

Insert after clause 13:

13A Notice of change of registered office

For the purposes of section 28 (4) of the Act, 14 days is prescribed as the time within which notice of any change in the location of the registered office must be lodged.

[4] Clause 25 Receipts for trust money

Insert after clause 25 (6):

- (6A) Despite subclause (6) (c), a licensee is not required to retain duplicate receipts in relation to money received if an electronic record of receiving the money was made as soon as was practicable after the money was received.

[5] Clause 41A

Insert after clause 41:

41A Meaning of "Operating Account"For the purposes of the definition of *Operating Account* in section 123 of the Act, the Compensation Fund is prescribed.

Property, Stock and Business Agents Amendment Regulation 2005

Amendments

Schedule 1

[6] Clause 46A

Insert after clause 46:

46A Proposed contract for sale of residential property—exception

Section 63 of the Act does not apply if the indication, offer or invitation referred to in section 63 (3) of the Act is made under an agreement between licensees to share any commission, fee, gain or reward in respect of the sale and section 63 of the Act is complied with in respect of the indication, offer or invitation when made by the licensee with whom the principal concerned has entered into an agency agreement.

[7] Clause 47A

Insert after clause 47:

47A Exemption for certain visitor information centres or short-term accommodation booking agents

- (1) This clause applies to persons who:
 - (a) introduce, or arrange for the introduction of, a prospective licensee of land to the owner of land or to the agent of the owner of land, and
 - (b) deal only with licences of land for a period of not more than 2 months other than for residential purposes, and
 - (c) do not accept any money for doing so from any prospective licensee of land or licensee of land, and
 - (d) do not otherwise introduce, or arrange for the introduction of, a prospective purchaser, lessee or licensee of land to a licensed agent or to the owner, or the agent of the owner, of land.
- (2) For the purposes of section 4 (1) of the Act, a person who is a member of a class of persons to which this clause applies is exempt from the operation of all of the Act in respect of any act or omission by the person in the person's capacity as agent in respect of the introduction, or arranging for the introduction, of a prospective licensee of land to another licensed agent or to the owner, or the agent of the owner, of land.

Property, Stock and Business Agents Amendment Regulation 2005

Schedule 1 Amendments

[8] Schedule 14 Terms specific to agency agreement for the management of strata or community title land

Insert after clause 4:

5 Indemnification of strata managing agent prohibited

An agency agreement under which the agent will exercise the functions of a strata managing agent must not contain a term that indemnifies the agent against any liability to pay a fine that arises by virtue of section 30 of the *Strata Schemes Management Act 1996*.

Note. Section 30 of the *Strata Schemes Management Act 1996* provides that if a strata managing agent has been delegated a duty by an owners corporation and a breach of the duty by the owners corporation would constitute an offence under a provision of the *Strata Schemes Management Act 1996*, the agent is guilty of an offence under that provision (instead of the owners' corporation) for any breach of the duty by the agent occurring while the delegation remains in force.

Rules



New South Wales

Supreme Court Rules (Amendment No 401) 2005

under the

Supreme Court Act 1970

The Supreme Court Rule Committee made the following rules of court under the *Supreme Court Act 1970* on 21 February 2005.

Steven Jupp
Secretary of the Rule Committee

Explanatory note

The object of these Rules is to amend Schedule F to the *Supreme Court Rules 1970* to prescribe a standard form for obtaining orders (relating to attendance for examination and production of documents) under Part 36 rule 12.

Rule 1 Supreme Court Rules (Amendment No 401) 2005

Supreme Court Rules (Amendment No 401) 2005

under the

Supreme Court Act 1970

1 Name of Rules

These Rules are the *Supreme Court Rules (Amendment No 401) 2005*.

2 Amendment of Supreme Court Rules 1970

The *Supreme Court Rules 1970* are amended as set out in Schedule 1.

Supreme Court Rules (Amendment No 401) 2005

Amendments

Schedule 1

Schedule 1 Amendments

(Rule 2)

[1] Schedule F

Insert after Form 43:

Form 43A

P 36, r 12.

ORDER FOR PRODUCTION

To: (*producing party*)

Of: (*address*)

THE COURT ORDERS that:

1. You must produce this order for production and the documents specified in the schedule attached before the Court at (*venue*) at (*time*) on (*date*).
2. Instead of so attending, you may produce this order and the documents to the exhibits clerk on level 5 of the Supreme Court or post them to the said clerk c/- Supreme Court of New South Wales, GPO Box 3 Sydney 2001, in either case so that they are received no later than 2 days before the first date on which you are required to so attend.
3. You need not comply with this order if it is served on or after (*a date which is 5 clear days before the first return date of the order*).

ORDERED and ENTERED

By the Court

Deputy Registrar

NOTICE PURSUANT TO Part 42 rule 8 (3)

TAKE NOTICE that you will be liable to imprisonment or to sequestration of property if you refuse or neglect to produce the documents or things within the time specified in this order.

NOTE that:

The documents and things produced by you in accordance with this order may be returned at the conclusion of the examination by post to you at your address shown on this order but you may in writing on or attached to this order request that they be posted to you at another address given by you.

If you have incurred substantial expenses in complying with this order you may apply to the Court for payment of those expenses.

SCHEDULE

Page 3

Supreme Court Rules (Amendment No 401) 2005

Schedule 1 Amendments

[2] Schedule F, Index of Forms

Insert after the matter relating to Form 43:

43A. Order for Production (P 36, r 12).

OFFICIAL NOTICES

Appointments

THE UNIVERSITY OF NEWCASTLE ACT 1989

Notification of Appointment to the Council

I, CARMEL TEBBUTT, Minister for Education and Training, in pursuance of section 9 of the University of Newcastle Act 1989, appoint the following persons:

Mr Charles PRICE, M.L.A.,

The Hon. Kayee GRIFFIN, M.L.C.,

as members of the Council of the University of Newcastle for a term of office expiring on 31 August 2006.

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

THE UNIVERSITY OF WESTERN SYDNEY ACT 1997

Notification of Appointment to the Board of Trustees

I, CARMEL TEBBUTT, Minister for Education and Training, in pursuance of section 12 of the University of Western Sydney Act 1997, appoint the following persons:

The Hon. Kim YEADON, M.P.,

The Hon. Janice BURNSWOODS, M.L.C.,

as members of the Board of Trustees of the University of Western Sydney for a term of office expiring on 31 December 2005.

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

TOURISM NEW SOUTH WALES ACT 1984

Chief Executive Service

Appointment Under Section 4(3)

HER Excellency the Governor with the advice of the Executive Council, pursuant to the provisions of the Tourism New South Wales Act 1984 has appointed the officer listed below to the chief executive service position as specified:

Tourism New South Wales

John O'Neill, General Manager [10 February 2005].

The Hon S C NORI, M.P.,
Minister for Tourism and Sport
and Recreation, and Minister for Women

Department of Infrastructure, Planning and Natural Resources

Infrastructure and Planning



New South Wales

Hastings Local Environmental Plan 2001 (Amendment No 22)

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (G02/00124/PC)

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

Clause 1 Hastings Local Environmental Plan 2001 (Amendment No 22)

Hastings Local Environmental Plan 2001 (Amendment No 22)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Hastings Local Environmental Plan 2001 (Amendment No 22)*.

2 Aims of plan

This plan aims:

- (a) to reclassify the land to which this plan applies from community land to operational land within the meaning of the *Local Government Act 1993*, having regard to major changes to the statutory scheme in section 30 (Reclassification of community land to operational) of that Act, and
- (b) to rezone the land from Zone 7 (h) Environment Protection—Habitat to Zone 2 (a1) Residential under *Hastings Local Environmental Plan 2001*.

3 Land to which plan applies

This plan applies to land situated in the local government area of Hastings, being part of Lot 37, DP 262273, Timber Ridge, Port Macquarie, as shown edged heavy black on the map marked “Hastings Local Environmental Plan 2001 (Amendment No 22)” deposited in the office of the Hastings Council.

4 Amendment of Hastings Local Environmental Plan 2001

Hastings Local Environmental Plan 2001 is amended as set out in Schedule 1.

Hastings Local Environmental Plan 2001 (Amendment No 22)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 41

Insert after clause 40:

41 Classification and reclassification of public land as operational land

- (1) The public land described in Schedule 7 is classified, or reclassified, as operational land for the purposes of the *Local Government Act 1993*, subject to this clause.
- (2) Land described in Part 1 of Schedule 7:
 - (a) to the extent (if any) that the land is a public reserve, does not cease to be a public reserve, and
 - (b) continues to be affected by any trusts, estates, interests, dedications, conditions, restrictions or covenants by which it was affected before its classification, or reclassification, as the case requires, as operational land.
- (3) Land described in Columns 1 and 2 of Part 2 of Schedule 7, to the extent (if any) that it is a public reserve, ceases to be a public reserve on the commencement of the relevant amending plan and, by the operation of that plan, is discharged from all trusts, estates, interests, dedications, conditions, restrictions and covenants affecting the land or any part of the land except:
 - (a) those (if any) specified for the land in Column 3 of Part 2 of Schedule 7, and
 - (b) any reservations that except land out of a Crown grant relating to the land, and
 - (c) reservations of minerals (within the meaning of the *Crown Lands Act 1989*).
- (4) In this clause, *the relevant amending plan*, in relation to land described in Part 2 of Schedule 7, means the local environmental plan that inserted the description of the land into that Part.
- (5) Before the relevant amending plan inserted a description of land into Part 2 of Schedule 7, the Governor approved of subclause (3) applying to the land.

Hastings Local Environmental Plan 2001 (Amendment No 22)

Schedule 1 Amendments

[2] Schedule 6 Zones and zoning map amendments

Insert in appropriate order in Part 2 of the Schedule:

Hastings Local Environmental Plan 2001 (Amendment No 22)

[3] Schedule 7

Insert after Schedule 6:

Schedule 7 Classification and reclassification of public land as operational land

(Clause 41)

Part 1 Interests not changed

Locality	Description
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Part 2 Interests changed

Column 1	Column 2	Column 3
Locality	Description	Any trusts etc not discharged

Port Macquarie

Timber Ridge	Part of Lot 37, DP 262273, as shown edged heavy black on the map marked "Hastings Local Environmental Plan 2001 (Amendment No 22)"	Nil.
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Hurstville Local Environmental Plan 1994 (Amendment No 48)

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (S00/00495/S69)

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

Clause 1 Hurstville Local Environmental Plan 1994 (Amendment No 48)

Hurstville Local Environmental Plan 1994 (Amendment No 48)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Hurstville Local Environmental Plan 1994 (Amendment No 48)*.

2 Aims of plan

The aims of this plan are:

- (a) to provide environmental planning controls that will result in the management of any disturbance to acid sulfate soils in the City of Hurstville so as to minimise impacts on natural waterbodies and wetlands, on fishing and aquaculture, and on urban and infrastructure activities, and
- (b) to require development consent for works that would disturb soils or groundwater levels in localities identified as having acid sulfate soils, and
- (c) to require special assessment of certain development on land identified as being subject to risks associated with the disturbance of acid sulfate soils.

3 Land to which plan applies

This plan applies to land within the City of Hurstville classified as Class 1, 2, 3 or 5 on the map marked “Hurstville Local Environmental Plan 1994 (Amendment No 48)—Acid Sulfate Soils Planning Map” deposited in the office of Hurstville City Council.

4 Amendment of other environmental planning instruments

This plan amends:

- (a) *Hurstville Local Environmental Plan 1994* as set out in Schedule 1, and

Hurstville Local Environmental Plan 1994 (Amendment No 48)

Clause 4

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

Clause 22A of *Hurstville Local Environmental Plan 1994*

Hurstville Local Environmental Plan 1994 (Amendment No 48)

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 4 (a))

[1] Clause 5 Definitions

Insert in alphabetical order in clause 5 (1):

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

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

Acid Sulfate Soils Planning Map means the map marked “Hurstville Local Environmental Plan 1994 (Amendment No 48)—Acid Sulfate Soils Planning Map”.

[2] Clause 22A

Insert after clause 22:

22A Development on land identified on the Acid Sulfate Soils Planning Map

(1) Consent usually required

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

Class of land as shown on Acid Sulfate Soils Planning Map	Works
1	Any works.
2	Works below natural ground surface. Works by which the watertable is likely to be lowered.

Hurstville Local Environmental Plan 1994 (Amendment No 48)

Amendments

Schedule 1

Class of land as shown on Acid Sulfate Soils Planning Map	Works
3	Works beyond 1 metre below natural ground surface. Works by which the watertable is likely to be lowered to any point beyond 1 metre below natural ground surface.
4	Works beyond 2 metres below natural ground surface. Works by which the watertable is likely to be lowered to any point beyond 2 metres below natural ground surface.
5	Works within 100 metres of adjacent Class 2 or 3 land which are likely to lower the watertable to any point below 1 metre AHD on adjacent Class 2 or 3 land.

- (2) For the purposes of the table to subclause (1), **works** includes:
- (a) any disturbance of more than one tonne of soil (such as occurs in carrying out the construction and maintenance of drains, extractive industries, dredging, the construction of artificial waterbodies (including canals, dams and detention basins) or foundations, or flood mitigation works), or
 - (b) any other works that are likely to lower the watertable.

(3) **Exception following preliminary assessment**

This clause does not require consent for the carrying out of those works if:

- (a) a copy of a preliminary assessment of the proposed works undertaken in accordance with the *Acid Sulfate Soils Assessment Guidelines* has been given to the council, and
- (b) the council has provided written advice to the person proposing to carry out the works confirming that results of the preliminary assessment indicate that the proposed works need not be carried out pursuant to an

Hurstville Local Environmental Plan 1994 (Amendment No 48)

Schedule 1 Amendments

acid sulfate soils management plan prepared in accordance with the *Acid Sulfate Soils Assessment Guidelines*.

(4) **Considerations for consent authority**

The council must not grant a consent required by this clause unless it has considered:

- (a) an acid sulfate soils management plan prepared for the proposed development in accordance with the *Acid Sulfate Soils Assessment Guidelines*, and
- (b) the likelihood of the proposed development resulting in the discharge of acid water, and
- (c) any comments received from the Department within 21 days of the council having sent the Department a copy of the development application and of the related acid sulfate soils management plan.

(5) **Public authorities not excepted**

This clause requires consent for development to be carried out by the council or any statutory or public authority despite clause 35 of, and items 2 and 11 of Schedule 1 to, the *Environmental Planning and Assessment Model Provisions 1980*, as adopted by this plan.

(6) **Special provisions for the council or any statutory or public authorities**

Despite subclause (5), the following types of development may be carried out without consent by the council or any statutory or public authority:

- (a) development consisting of emergency work,
- (b) development consisting of routine maintenance,
- (c) development consisting of minor work,

and development ancillary to that development, such as the carrying out of excavation work, the construction of accessways and the provision of power supplies.

- (7) Where the council or any statutory or public authority carries out development described in subclause (6) and encounters, or is reasonably likely to encounter, actual acid sulfate soils, the council or statutory or public authority shall properly deal with those soils in accordance with the *Acid Sulfate Soils*

Hurstville Local Environmental Plan 1994 (Amendment No 48)

Amendments

Schedule 1

Assessment Guidelines so as to minimise the actual or potential impact to the environment arising from disturbance of the soils.

(8) In this clause:

council's works means such works as are owned or controlled by the council.

emergency work means the repair or replacement of any part of the council's works or the works of any statutory or public authority:

- (a) because it has been (or is being) damaged by a natural disaster, an accident, an act of vandalism or a like occurrence, or
- (b) because it has ceased to function or suddenly ceased to function adequately,

and includes work reasonably necessary to prevent or limit any further damage or malfunction.

minor work means new work effected by the council or any statutory or public authority, but not drainage work, which has a value not greater than \$20,000.

routine maintenance means the periodic inspection, cleaning, repair and replacement of the council's works or the works of any statutory or public authority, but does not include work that would result in an increase in the design capacity of any part of those works or necessitates the deepening of an existing works capacity, except where one tonne, or less, of soils is disturbed.

**ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 –
DECLARATION**

I, the Minister for Infrastructure and Planning, in pursuance of section 76A(7)(b) of the Environmental Planning and Assessment Act 1979, having formed the opinion that development as set out in Schedule 1 to this Declaration within land as described in Schedule 2 to this Declaration is of State and regional environmental planning significance, declare such development to be State significant development.

CRAIG KNOWLES, MP
Minister for Infrastructure and Planning

Sydney 26 March 2004

Schedule 1

All development of the general cargo handling facility except alterations and additions to existing development which, in the opinion of the Minister in consultation with Council, are of a minor nature and do not to any significant extent, change the scale, size, design or environmental impact of the existing development.

Schedule 2

The property described as being part of Lot 504 DP 1035674, Inner Harbour, Port Kembla within the Wollongong Local Government Area.

Natural Resources

WATER ACT 1912

AN application for a licence under Part 5 of the Water Act 1912, as amended, has been received as follows:

Murrumbidgee Valley

A W PETTY & PARTNERS for a bore on Lot 1, DP 413571, Parish of Bangus, County of Wynyard, for stock watering and irrigation purposes (horticulture – 8 hectares) (new licence) (Reference: 40BL190442).

Written submissions of support or objections with grounds stating how your interest may be affected must be lodged before 1 April 2005, as prescribed by the Act.

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

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

WATER ACT 1912

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

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

Macintyre River Valley

Murray James ANDERSON and Laurie Anne ANDERSON for a pump on Doondoona Creek on Lot 98/750518, Parish of Yarouah, County of Benarba, for 50 megalitres of entitlement to transfer from current “Old Yarrowah” licence upstream of present pumpsite, for stock and domestic purposes and irrigation (Reference: 90SL100838) (GA2:472200).

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

GEOFF CAMERON,
Manager,
Resource Access

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

Department of Lands

FAR WEST REGIONAL OFFICE

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

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

ADDITION TO A WESTERN LANDS LEASE

IT is hereby notified that in pursuance of Section 35C of the Western Lands Act 1901, the land particularised hereunder has been added to the undermentioned Western Lands Lease.

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

SCHEDULE

COLUMN 1

Local Government Area:
Brewarrina Shire Council.
Reserve No.: Part 2084.
Public Purpose: Roadway.
Notified: 31 July 1886.
File No.: WL99 R 276.

COLUMN 2

The part being within Lot 522, DP No. 761508, Parish Concord, County Narran, being an area of 44 hectares as shown hatched in diagram hereunder.



Description

*Administrative District – Wentworth;
Shire – Wentworth;
Parish of Mourquong; County of Wentworth.*

Western Lands Lease No.: 13599.

Name of Lessee: Dudley MARROWS.

Area Added: 2.854 hectares being Lot 2, DP 44271 (Folio Identifier 2/44271).

Total Area Following Addition: 821.3 hectares being Lot 2, DP 44271 and Portion 1442 (Folio Identifiers 2/44271 and 1442/763159).

Date of Addition: 2 March 2005.

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.

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

SCHEDULE

*Administrative District – Walgett North; L.G.A. – Walgett;
Parish – Wallangulla; County – Finch.*

WLL No.	Name of Lessee	Lot	Deposited Plan	Folio Identifier	Area (m2)	Term of Lease	
						From	To
14404	Atilejo and Lesley Joy BAZON	22	1057617	22/1057617	2474	11.2.2005	10.2.2025
14431	Ryszard Wladyslaw ROZENBLATT	43	1057617	43/1057617	2449	25.2.2005	24.2.2025
14470	Philippa KEMP	39	1057617	39/1057617	2199	01.3.2005	28.2.2025

GOULBURN OFFICE**159 Auburn Street (PO Box 748), Goulburn NSW 2580****Phone: (02) 4828 6725 Fax: (02) 4828 6730****NOTIFICATION OF CLOSING OF A ROAD**

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

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

DESCRIPTION

*Parish – Binalong; County – Harden;
Land District – Yass; Council – Yass Valley.*

Lot 1, DP 1078689 (not being land under the Real Property Act).

File No.: GB02 H 108:JK.

SCHEDULE

Note: On closing, the land within Lot 1, DP 1078689 remains vested in the State of New South Wales as Crown Land.

NOTIFICATION OF CLOSING OF PUBLIC ROAD

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

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

DESCRIPTION

*Parish – Numeralla; County – Beresford;
Land District – Cooma; Council – Cooma Monaro.*

Lots 5, 6 and 7, DP 1002484 (not being land under the Real Property Act).

File No. GB00 H 170:KW.

SCHEDULE

Note: On closing, the land within Lots 5, 6 and 7, DP 1002484 remains vested in Cooma Monaro Council as operational land for the purposes of the Local Government Act 1993.

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

NOTIFICATION OF CLOSING OF PUBLIC ROAD

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

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

Descriptions

Land District – Bellingen; Shire – Nambucca.

Road Closed: Lot 1, DP 1076031, at Nambucca Heads, Parish Nambucca, County Raleigh.

File No.: GF03 H 44.

Note: On closing, the land within Lot 1, DP 1076031 remains vested in the State of New South Wales as Crown Land.

Land District – Bellingen; Shire – Nambucca.

Road Closed: Lots 1, 2, and 3, DP 1076922, at Valla, Parish Valley Valley, County Raleigh.

File Nos.: GF03 H 356, GF02 H 238 and GF03 H 377.

Note: On closing, the land within Lots 1, 2, and 3, DP 1076922 remain vested in the State of New South Wales as Crown Land.

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

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

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

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Phillip Thomas FOGARTY.	Lot 490 Reserve Trust.	Reserve No.: 1002202. Public Purpose: Tourist facilities and services. Notified: 6 November 1998. File No.: GF04 R 19.

For a term commencing the date of this notice and expiring
 3 September 2005.

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

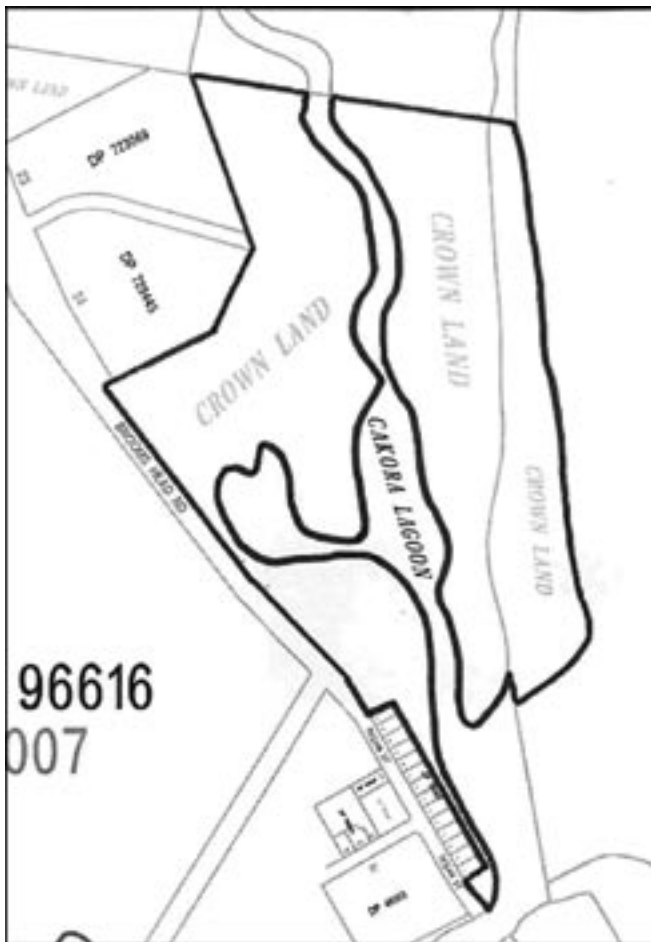
COLUMN 1

Land District: Grafton.
Local Government Area: Clarence Valley Council.
Parish: Canoulam.
County: Clarence.
Locality: Brooms Head.

COLUMN 2

Reserve No.: 1010649.
Public Purpose: Environmental protection.

Being the area illustrated by heavy outline on the diagrams hereunder, exclusive of Reserve 70652 for sanitary purposes, notified 24 July 1942.



Area: 60.87 hectares.

File No.: GF05 R 13.

Note: Licence 368564 is not affected by this notification and continues to have effect.

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

NOTIFICATION OF CLOSING OF ROADS

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

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

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 Descriptions

Land District – Penrith; L.G.A. – Blue Mountains.

Lot 15, DP 1077967 at Wentworth Falls, Parish Jamison, County Cook.

File No.: MN03 H 163.

Note: On closing, title for the land in Lot 15 remains vested in the Crown as Crown Land.

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Land District – Metropolitan; L.G.A. – Waverley.

Lots 1 and 2, DP 1074510 at Bronte, Parish Alexandria (Sheet 9), County Cumberland.

File No.: MN03 H 30.

Note: On closing, title for the land in Lots 1 and 2 remain vested in Waverley Council as operational land.

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TAMWORTH OFFICE

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

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

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 SCHEDULE

COLUMN 1

Land District: Tamworth,
 L.G.A.: Tamworth Regional
 Council.
 Locality: Tamworth.
 Reserve No.: 94997.
 Public Purpose: Parking.
 Notified: 29 May 1981.
 File No.: TH04 H 287.

COLUMN 2

That part being Part Lot 7015,
 DP 753848 of an area of 340
 square metres adjoining Lots 9
 and 10, section 67, DP 758951.

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

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

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

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

Representations are invited from the public on the draft assessment. These may be made in writing for a period commencing from 4th March 2005 to 15th April 2005 and should be sent to the Manager, Mid North Coast, Department of Lands, PO Box 440, Taree NSW 2430. Telephone enquiries should be directed to the Taree office on (02) 6552 2788.

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

Description

Approximately 98.4 hectares of Crown Land located towards the entrance end of the Wallis Lake estuary including foreshore areas of Tuncurry and Forster, parts of the islands of Godwin, Mather, Long, Bells, Oaky, Corstorphine and Gereeba together with adjoining submerged lands within Parishes of Forster, Tuncurry and Wang Wauk, County of Gloucester.

Reason: To determine appropriate future land use and management options of the Crown Land, including consideration of commercial leases for land based activities related to the aquaculture industry within the study area.

Contact Officer: Mr Bob Birse.

File No.: TE04 H 70.

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

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

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

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Susan Lorraine PARKER (new member), Peter Campbell LAWSON (new member), Trevor HOWARD (re-appointment).	Book Book Recreation Reserve Trust.	Reserve No.: 55051. Public Purpose: Public recreation. Notified: 23 December 1921. File No.: WA79 R 8.

Term of Office

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

DISSOLUTION OF RESERVE TRUST

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

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

SCHEDULE

COLUMN 1	COLUMN 2
Stockinbingal Hospital Trust.	Reserve No.: 57724. Public Purpose: Hospital. Notified: 16 January 1925. File No.: WA82 R 86.

APPOINTMENT OF RESERVE TRUST AS TRUSTEE OF A RESERVE

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

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

SCHEDULE

COLUMN 1	COLUMN 2
Cootamundra Shire Council Crown Reserves Reserve Trust.	Reserve No.: 57724. Public Purpose: Hospital. Notified: 16 January 1925. File No.: WA82 R 86.

Department of Primary Industries

NSW Fisheries

FISHERIES MANAGEMENT ACT 1994

Section 11 Notification – Amendment of Fishing Closure

Port Stephens and Tributaries

Set Mesh Nets

I, RICHARD SHELDRAKE, amend the notification which prohibits the taking of fish by the methods of fishing described in Column 1 of the Schedule published in the *New South Wales Government Gazette* No. 94, dated 7 June 2002.

The notification is amended by deleting the words “one hour” in Column 1 and adding the words “two hours” in their place.

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

SCHEDULE

Port Stephens Set Mesh Nets

<i>Column 1</i> Methods	<i>Column 2</i> Waters	<i>Column 3</i> Period
By means of meshing nets, except when such nets are used by the method of ‘ splashing ’, as prescribed by clause 37 of the Fisheries Management (General) Regulation 1995. No such splashing operation shall exceed two hours from the time the net is first shot to when the entire net must be removed from the water.	That part of the waters of Port Stephens as described below: <ul style="list-style-type: none"> • The waters of Shoal Bay south of a line drawn from Nelson Head light to Tomaree Head light. • The waters north of a line drawn from Corrie Island Light to the southern extremity of Yacaaba Head and closed by a line from Corrie Island light to the western extremity of Winda Woppa. • The waters west of a line drawn from the eastern extremity of Kangaroo Point to the eastern extremity of Wanda Wanda Head. • The waters of Nelson Bay, south of a line drawn from the northern extremity of Fly Point to the northern point of the eastern rock groin of the Boat Harbour at Nelson Bay 	During the period from 1 April to 31 August in each year.

R. F. SHELDRAKE,
Deputy Director-General,
Agriculture and Fisheries

F98/169(2)

FISHERIES MANAGEMENT ACT 1994

Section 11 and Section 8 Notification – Fishing Closure

Clarence River, its Lakes, Lagoons, Inlets, Channels, Creeks and Tributaries

County of Clarence

I, IAN MACDONALD, revoke the closure notifications “Clarence River, its lakes, lagoons, inlets, channels, creeks and tributaries” published in *Government Gazette* Numbers 14 and 35 of 17 January 2003 and 13 February 2004 respectively and all amendments thereto.

I do now, by this notification, prohibit the taking of fish by the methods of fishing specified in Column 1 of Schedules 1 to 11 of this notification from the waters shown opposite in Column 2 of each Schedule. Fishing is further subject to the ‘conditions’, ‘time periods’ and ‘provisions’ specified in the Schedules of this notification.

This notification will be in effect for 5 years from the date of Gazettal.

The word ‘Regulation’, where appearing in this notification, refers to the Fisheries Management (General) Regulation 2002.

Note: Four Recreational Fishing Havens have been established in the Clarence River as prescribed in Clause 8A of the Regulation and commercial fishing is not permitted in these areas, other than the use of general purpose haul nets used by commercial fishers from 1 April through to 31 August in the waters adjacent to Wave Trap Beach.

IAN MACDONALD, M.L.C.,
Minister for the Department of Primary industries

SCHEDULE 1

Clarence River, North Arm and Broadwater – Mesh Nets – 45 minute attended set (known locally as “splashing”)

<i>Column 1</i> Methods	<i>Column 2</i> Waters
Meshing nets as prescribed by cl 41 of the Regulation, if retrieval of the net does not commence within 45 minutes of the net being shot or if the conditions below are not complied with.	<p>Clarence River – all waters upstream of the Middle Wall Recreational Fishing Haven to a line drawn across the River from the southern most extremity of Paddy’s Point south-easterly to the north-western corner of portion 166 at Taloumbi.</p> <p>Various Channels – Oyster Channel, Romiaka Channel, Micalo Channel and Palmer’s Channel.</p> <p>Clarence River (North Arm) – all waters from the junction of the north arm of the Clarence River and the main channel of the Clarence River upstream to a line drawn from the western bank of the entrance to the Esk River southerly to the north western corner of portion 151 at Harwood.</p> <p>Esk River – all waters of the Esk River upstream of the junction between the Esk River and the North Arm of the Clarence River.</p> <p>Broadwater – that part of the Broadwater north of a line between the post marked FD1 on the foreshore of Emerald’s Point generally westerly to the post marked FD2 located on Neddy’s Point.</p>
<p>Conditions:</p> <ol style="list-style-type: none"> 1. The net is to be attended at all times, 2. Where practicable, the fish are to be removed from the net as the net is retrieved (to minimise discard mortality). 	
<p>The purpose of this schedule is to prohibit 3 hour sets and overnight setting of mesh nets in the above waters all year.</p>	

SCHEDULE 2

Lake Wooloweyah – 45 minute attended set September to May (known locally as “splashing”)

<i>Column 1 Methods</i>	<i>Column 2 Waters</i>
Meshing nets as prescribed by cl 41 of the Regulation, if retrieval of the net does not commence within 45 minutes of the net being shot or if the conditions below are not complied with.	The whole of the waters of Lake Wooloweyah.
<p>Conditions:</p> <ol style="list-style-type: none"> The net is to be attended at all times, Where practicable, the fish are to be removed from the net as the net is retrieved (to minimise discard mortality). <p>Time period:</p> <p>This schedule applies from 1 September through to 31 May each year (dates inclusive).</p>	
<p>The purpose of this schedule is to prohibit 3 hour sets and overnight setting of mesh nets in the above waters from 1 September through to 31 May each year.</p>	

SCHEDULE 3

Clarence River, Esk River, Coldstream River, Shark Creek, Sportsman’s Creeks – Mesh Nets – 45 minute attended set 15 May to 31 August (known locally as “splashing”)

<i>Column 1 Methods</i>	<i>Column 2 Waters</i>
Meshing nets as prescribed by cl 41 of the Regulation, if retrieval of the net does not commence within 45 minutes of the net being shot or if the conditions below are not complied with.	<p>Clarence River – all waters of the Clarence River including the Orara River and all tributaries upstream from the Koolkhan Power Station.</p> <p>Esk River – all waters of the Esk River upstream of the junction between the Esk River and the North Arm of the Clarence River.</p> <p>Coldstream River – all waters of the Coldstream River upstream of the Tucabia road bridge to its junction with Deep Creek.</p> <p>Sportsman’s Creek – all waters of Sportsman’s Creek from its junction with the Clarence River upstream to the weir above Lawrence.</p> <p>Shark Creek – all waters of Shark Creek upstream from its junction with the South Arm Clarence River.</p>
<p>Conditions:</p> <ol style="list-style-type: none"> The net is to be attended at all times, Where practicable, the fish are to be removed from the net as the net is retrieved (to minimise discard mortality). <p>Time period:</p> <p>This schedule applies from 15 May to 31 August each year (dates inclusive).</p>	
<p>The purpose of this schedule is to prohibit 3 hour sets and overnight setting of mesh nets in the above waters from 15 May through to 31 August each year to protect Australian Bass.</p>	

SCHEDULE 4

Various Areas – Netting

<i>Column 1</i> Methods	<i>Column 2</i> Waters
Nets of every description except the landing net as prescribed by cl 53 of the Regulation.	<p>Orara River – The Orara River and the creeks and tributaries feeding into the Orara River, upstream from a line drawn across the Orara River at its junction with Jacky’s Creek (ie. located approximately 11km upstream of the junction of the Orara and Clarence Rivers).</p> <p>Crystal Bay – Crystal Bay, south and east of a line drawn from the centre of the turning circle of Westringa Place to the northern most point of Witonga Drive.</p> <p>Sportsman’s Creek – Sportsman’s Creek together with its creeks, tributaries and inlets from the weir above Lawrence upstream to its source.</p> <p>Headwaters – The Mann River (Mitchell River), Nymboida River, and the upper reaches of the Clarence River together with all their lakes, lagoons, inlets, channels, creeks and tributaries upstream from a line drawn across the Clarence River at the power line above the rapids approximately 5km upstream of Copmanhurst.</p>
The purpose of this schedule is to prohibit the use of all nets, other than the landing net, in the above waters all year.	

SCHEDULE 5

Clarence River – Trawl Nets permitted in Lake Wooloweyah and parts of the Clarence River

<i>Column 1</i> Methods	<i>Column 2</i> Waters
Otter trawl net (prawns) as prescribed by cl 38 of the Regulation.	<p>The whole of the Clarence River together with its lakes, lagoons, inlets, channels, creeks and tributaries other than,</p> <p>Lake Wooloweyah – The whole of the waters of Lake Wooloweyah. The boundary between Lake Wooloweyah and Oyster Channel is determined by a line drawn from the south eastern extremity of Joss Island to the eastern extremity of Corokos Island.</p> <p>Clarence River – The whole of the waters of the main channel of the Clarence River from a line drawn between the Waterways Authority Navigation Aid No 097 (located on the downside of the most easterly opening in Middle Wall) then north westerly across river to the western extremity of Moriarty’s Wall, upstream to the vehicular ferry crossing at Ulmarra, including Palmer’s Channel. The boundary between the main channel of the Clarence River and the Broadwater is determined by a line drawn from a post marked FD1 on the foreshore of Emerald’s Point generally westerly to a post marked FD2 located on Neddy’s Point.</p> <p>North Arm, South Arm, Coldstream, Sportsman’s Creek and Back Channel - the whole of the waters of the North Arm, the South Arm, The Coldstream River, Sportsman’s Creek and Back Channel, other than the waters in which commercial fishing is prohibited as prescribed by cl 8A of the regulation (ie. The North Arm Recreational Fishing Haven).</p> <p>Parts of Yamba Bay & Oyster Channel and behind Freeburn Island – the whole of the waters of Yamba Bay west of a line drawn from the south eastern corner of Freeburn Island to the remnants of the old viaduct on Rabbit Island then onto the Public Reserve at Shores Drive, upstream and northwest to the main channel of the Clarence River (ie. behind Freeburn Island) and upstream and southwest to a line drawn between the NSW Fisheries post RFH 1 and NSW Fisheries Post RFH 2 (ie. The Oyster Channel Recreational Fishing Haven).</p>

Time period:

Lake Wooloweyah - Trawling is only permitted from 8.00 am to 6.00 pm on Mondays, and from 7.00 am to 6.00 pm on each of the days Tuesday to Friday inclusive, excluding public holidays, in each week from the first Tuesday on or after 1 October in each year (inclusive) to the Friday nearest to 31 May in each succeeding year.

Clarence River, North & South Arms, Coldstream River, Sportsman's Creek, Back Channel and those parts of Yamba Bay & Oyster Channel as outlined above – Trawling is only permitted from 8.00 am to 6.00 pm on Mondays, and from 7.00 am to 6.00 pm on each of the days Tuesday to Friday inclusive, excluding public holidays, in each week from the Monday nearest 1 December in each year (inclusive) to the Friday nearest to 31 May in each succeeding year.

Provisions:

The District Fisheries Officer NSW Fisheries may extend the time period for trawling by 15 working days in total each season, either at the start of the season (Clarence River only) or at the end of the season (Clarence River and Lake Wooloweyah) or a combination of both. For the purpose of extending the time period, the District Fisheries Officer may arrange for a trail to be conducted in waters that are closed under this notification to determine the availability and size of prawns or the level of bycatch.

For the purpose of travelling to preferred trawl grounds within the Clarence River including Lake Wooloweyah, licensed fishing boats with a S5 or a S6 endorsement are permitted to be on the water for a maximum of 1 hour prior to the opening of the fishery each day provided all net(s) and trawl gear or parts thereof remain onboard the boat.

Explanatory note:

Public holiday means a gazetted state wide public holiday.

The purpose of this schedule is to restrict trawling to the waters and time periods above.

SCHEDULE 6

Clarence River – General Weekend Netting Closure

<i>Column 1</i> Methods	<i>Column 2</i> Waters
All nets, other than the following nets as prescribed by Regulation, dip or scoop net, push or scissors net, hoop or lift net, hand hauled prawn net, landing net, hauling net, prawn set pocket net	The whole of the waters of the Clarence River together with all its lakes, lagoons, inlets, channels, creeks and tributaries upstream from the South Pacific Ocean to its source.

Time period:

All nets (other than those listed above) are prohibited from 8.00 am each Saturday to 8.00 am the following Monday.

Provision:

For the purpose of travelling, commercial fishers endorsed to used mesh nets are permitted to be on the water and in possession of a mesh net for up to ½ hour (ie. 7.30 – 8.00 am) prior to the opening of the fishery each Monday between the Monday nearest 1 December and the Friday nearest 18 June provided all net(s) or parts thereof remain on board the boat. If the time period (ie. season) for trawling is extended in accordance with the provisions of schedule 6 above, the travelling provision for fishers in possession of mesh nets is also extended for the same period.

The purpose of this schedule is to prohibit the use of all nets, other than those above, in the Clarence River system on weekends.

SCHEDULE 7

Clarence River – Weekend Hauling during the Mullet Travelling Season

<i>Column 1</i> Methods	<i>Column 2</i> Waters
General purpose hauling nets as prescribed by cl 26 of the Regulation.	<p>The whole of the waters of the Clarence River together with its lakes, lagoons, inlets, channels, creeks and tributaries other than;</p> <p>Wave Trap Beach – the waters adjacent to Wave trap Beach located at the western end of the northern breakwall at the entrance of the Clarence River.</p> <p>Clarence River – The whole of the waters of the main channel of the Clarence River from a line drawn between the Waterways Authority Navigation Aid No 097 (located on the downside of the most easterly opening in Middle Wall) then north westerly across the river to the western extremity of Moriarty’s Wall, upstream to a line drawn from the western bank of Palmer’s Channel to the wharf at the Harwood slipway on the northern side of the main channel of the Clarence River.</p> <p>North Arm – The whole of the waters of the North Arm of the Clarence River from its junction with the main channel of the Clarence River at Iluka, upstream to the Mororo Bridge.</p> <p>Yamba Bay & Oyster Channel and behind Freeburn Island – The waters of Yamba Bay extending upstream and northwest to the main channel of the Clarence River (ie. behind Freeburn Island) and the waters of Oyster Channel upstream to a line drawn from the south eastern extremity of Joss Island to the eastern extremity of Corokos Island at the entrance to Lake Wooloweyah, but excluding the waters of the Middle Wall and Oyster Channel Recreational Fishing Havens.</p>
<p>Time period: Hauling nets are prohibited from 8.00 am each Saturday to 8.00 am the following Monday, except during the period 1 April through to 31 August each year.</p> <p>Note: As prescribed in Clause 8A of the Regulation general purpose hauling nets may be used by commercial fishers from 1 April through to 31 August in the waters adjacent to Wave Trap Beach as an exemption to the general prohibition on commercial fishing (ie. the Middle Wall Recreational Fishing Haven).</p>	
<p>The purpose of this schedule is to restrict hauling on weekends to the ‘mullet travelling season’ (1 April to 31 August each year) and only in the above waters.</p>	

SCHEDULE 8

Clarence River – Fish Traps restricted to the Middle Wall trap ground May to August

Column 1 Methods	<i>Column 2</i> Waters
Fish traps prescribed by clause 59 of the Regulation.	<p>The whole of the waters of the Clarence River other than,</p> <p>Middle Wall & Collis Wall trap ground - the waters bounded by a line drawn from the downstream side of the most easterly opening in Middle Wall across to the western extremity of Moriartys Wall, then upstream to a wooden peg marked “FT1” located at the upstream end of the training wall which runs adjacent to the Spencer Street Boat ramp at Iluka, then westerly to the NSW Waterways Authority Lead beacon number 037 located adjacent to the south eastern extremity of Goodwood Island, then upstream to NSW Waterways Authority Lead beacon number 041, then in a line south westerly to the north western extremity of Freeburn Island, then downstream along the north eastern side of Freeburn Island and north eastern side of Middle Training Wall to the point of commencement.</p>
<p>Time period: Fish traps may be used in the Middle Wall & Collis Wall trap ground between 1 May and 31 August each year only.</p>	
<p>The purpose of this schedule is to restrict the use of fish traps to the waters and time period above.</p>	

SCHEDULE 9

Clarence River – Eel Traps

<i>Column 1 Methods</i>	<i>Column 2 Waters</i>
Eel traps as prescribed by cl 65 of the Regulation.	The Orara River upstream of the Gwydir Highway road bridge, and the main arm of the Clarence River from the powerlines that extend from Carrs Island across the top of Susan Island to the western bank of the River, downstream to a line drawn across the River at the eastern most end (ie. bottom end) of Elizabeth Island.
Condition: In all waters other than the Clarence River Broadwater, no part of the trap shall be more than 5 metres from the shore measured horizontally irrespective of tidal position.	
The purpose of this schedule is to prohibit eel trapping in the waters around Grafton and the upper reaches of the Orara River as described above, and to establish a requirement for eel traps to set within 5 metres of the shore other than in the Clarence River Broadwater.	

SCHEDULE 10

Clarence River – Crab Traps

<i>Column 1 Methods</i>	<i>Column 2 Waters</i>
Crab traps as prescribed by cl 61 of the Regulation.	The whole of the waters of the Clarence River together with all its lakes, lagoons, inlets, channels, creeks and tributaries upstream of a line drawn across the River from the boat ramp adjacent to the Maclean Court House (ie. the Old Ashby Ferry crossing).
The purpose of this schedule is to prohibit crab trapping upstream of the boat ramp adjacent to the Maclean Court House all year.	

SCHEDULE 11

Clarence River – Prawn Hauling

<i>Column 1 Methods</i>	<i>Column 2 Waters</i>
Prawn hauling nets as prescribed by cl 32 of the Regulation.	The whole of the waters of the Clarence River together with all its lakes, lagoons, inlets, channels, creeks and tributaries from its confluence with the South Pacific Ocean upward to its source.
The purpose of this schedule is to prohibit prawn hauling nets in the Clarence River system all year.	

FISHERIES MANAGEMENT ACT 1994

FISHERIES MANAGEMENT (GENERAL) REGULATION 2002

Elected Industry Members to Management Advisory Committees

I, NICK RAYNS, pursuant of Clause 394(2) of the Fisheries Management (General) Regulation 2002, publish written notice of the appointment of the elected industry members to the relevant Management Advisory Committees as set out in the Schedule below.

NICK RAYNS,
Director,
Fisheries Management,
Department of Primary Industries

SCHEDULE

Name	Management Advisory Committee (MAC)	Expiry of Term
Gary WARREN	Abalone MAC	February 2008
Dennis LUOBIKIS		February 2008
Jim MILLER		February 2008
Scott WESTLEY	Lobster MAC	February 2008
Daniel STEWART		February 2008
Barry MacBEAN		February 2008
Ron PRINDABLE	Ocean Hauling MAC	February 2008
David MITCHELL		February 2008
Denis BROWN		August 2006
Bill LITCHFIELD	Ocean Trawl MAC	February 2008
Gordon FARRELL		February 2008
Darren WARD		February 2008
Murray HAM		February 2008
Paul BAGNATO		February 2008
Richard BAGNATO		February 2008
Allen HICKS	Ocean Trap & Line MAC	February 2008
Grahame CLARKE		February 2008
Paul SULLIVAN		August 2006
Matthew CREEK		August 2006
Garry BRAITHWAITE		February 2008
Geoff BLACKBURN	Estuary General MAC	February 2008
Jim DRINKWATER		February 2008
Peter RAGNO		February 2008
Terry HAACK		February 2008
Don JOHNSON	Estuary Prawn Trawl MAC	February 2008

Mineral Resources

COAL MINES REGULATION ACT 1982

Revocation of Approval

Revoked Approval No.: MDA Ex ia 14153.

File No.: C96/0318.

Date: 16 February 2005.

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

Description: Pressure Meters.

Identification: Comark, C950*IS series.

This approval was issued to,

Name: ELECTRO CHEMICAL ENGINEERING PTY LIMITED.

Address: 90 Calder Road, Rydalmere NSW 2116.

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

Document No.: Rev050216.	Page 1 of 2.
Prepared by: P. de Gruchy.	

Roads and Traffic Authority

ROADS ACT 1993

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

GREAT LAKES 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.

R. HARTLEY for K. 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-Doubles Notice No. 1/2005.

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

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

5. Routes

B-Double routes within the Great Lakes Council.

Type	Road No.	Road Name	Starting point	Finishing point	Conditions
25	000	Markwell Road, Newells Creek to Bulahdelah	No. 1490 Markwell Road	Stroud Street	

ROADS ACT 1993

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

GREAT LAKES COUNCIL, in pursuance of the Road Transport (Mass, Loading, Access) Regulation 1996, makes the amendment in the Schedule to the routes and areas previously specified on or in which B-Doubles may be used.

R. HARTLEY for K. 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 Repeal Notice No. 1/2005.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Amendment

The Great Lakes Council B-Doubles Notice No. 1/2003 is amended by omitting the following from that Notice:

Type	Road No.	Road Name	Starting point	Finishing point	Conditions
25	000	Markwell Road, Bulahdelah	Sawmill at No. 11 Markwell Road	Stroud Street	

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

Notice of Compulsory Acquisition of Land at Box Hill and Rouse Hill in the Baulkham Hills Shire Council area

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

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

SCHEDULE

ALL those pieces or parcels of land situated in the Baulkham Hills Shire Council area, Parish of Nelson and County of Cumberland, shown as:

Lot 17 Deposited Plan 1071664, being part of the land in Certificate of Title 165/669345 and said to be in the possession of Robert Christopher Stanton;

Lot 18 Deposited Plan 1071664, being part of the land in Certificate of Title 100/812909 and said to be in the possession of Marina Nicola Pty Limited;

Lot 19 Deposited Plan 1071664, being part of the land in Certificate of Title 5/241463 and said to be in the possession of Anthony Saad and Daisy Constantine (registered proprietors) and Westpac Banking Corporation (mortgagee);

Lot 101 Deposited Plan 1075323, being part of the land in Certificate of Title 4/241463 and said to be in the possession of Maxwell Cook and Margaret Joyce Cook; and

Lot 3 Deposited Plan 241463, being the whole of the land in Certificate of Title 3/241463 and said to be in the possession of Iliga Raguz and Pauline Raguz;

excluding any existing easements from the compulsory acquisition of the land listed above.

(RTA Papers: FPP 4M4890)

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

Notice of Compulsory Acquisition of Land at Kellyville in the Baulkham Hills Shire Council area

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

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

SCHEDULE

ALL that piece or parcel of land situated in the Baulkham Hills Shire Council area, Parish of Castle Hill and County of Cumberland, shown as Lot 8 Deposited Plan 1034142, being part of the land in Certificate of Title 2/509704.

The land is said to be in the possession of Cosimo Comito, Peter Comito, Vince Comito, Agnes Valenti, Catherine Murace and Josephine Longo (registered proprietors) and Michael O'Sullivan, Nang Pasothakang, Irene Helina Dorairaj, Danny Mourani, Belinda Ann Gillmore, Wendy Louise Gillmore and Brewer and Brewer Pty Limited (lessees).

(RTA Papers: FPP 4M4586; RO 31.12276)

Other Notices

ASSOCIATIONS INCORPORATION ACT 1984

Transfer of Incorporation Pursuant to Section 48(4)(a)
TAKE NOTICE that the company "The Cat Protection Society of NSW" formerly registered under the provisions of the Corporations Act 2001, is now incorporated under the Associations Incorporation Act 1984 as "The Cat Protection Society of NSW Incorporated" effective 28 February 2005.

Dated: 28 February 2005.

R. SMITH,
Delegate of Commissioner,
Office of Fair Trading

ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of Incorporation pursuant to Section 55A

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

Cancellation is effective as at the date of gazettal.

MALTESE AUSTRALIAN CHARITABLE FUND
RAISING COMMITTEE INCORPORATED
INC3446041

NOWRA BALLET SOCIETY INC Y0606832

Dated: 18 February 2005.

CHRISTINE GOWLAND,
General Manager,
Registry of Co-operatives & Associations,
Office of Fair Trading,
Department of Commerce

HEALTH SERVICES ACT 1997

Order Amending the Scale of Fees for Hospital and Other Health Services

PURSUANT to section 69 of the Health Services Act 1997, I, ROBYN KRUK, Director-General of the Department of Health, acting as the duly appointed delegate of the Minister for Health, do by this Order hereby amend the currently applying Scale of Fees for hospital services and other health services to the extent and in the manner set forth in the Schedule below, to take effect on and from the date of gazettal of this Order.

ROBYN KRUK,
Director-General

SCHEDULE

Add to 'Part 1 – ACCOMMODATION AND MISCELLANEOUS HOSPITAL SERVICES', immediately after item 1D.TREATMENT FEE, the following new item:

1E. INTERMITTENT CARE PILOT

Participants in the Intermittent Care Service pilot in flexible care places within the meaning of the Aged Care Act 1997 shall contribute the amounts set out below in relation to the respective category of place.

1E.1. Residential Care Places (hospital/facility)

The participant contribution for both pensioners and non-pensioners shall be an amount:

1E.1.1 (on a fortnightly basis): equal to 85% of the maximum basic rate of Commonwealth Pension; or

1E.1.2 (on a daily basis, where appropriate): one fourteenth of the fortnightly amount referred to in 1E.1.1.

1E.2. Community Care Places

The participant contribution for pensioners and non-pensioners shall be an amount:

1E.2.1 (on a fortnightly basis): equal to 17.5% of the maximum basic rate of Commonwealth Pension; or

1E.2.2 (on a daily basis, where appropriate): one fourteenth of the fortnightly amount referred to in 1E.2.1.

LOCAL GOVERNMENT ACT 1993

Cancellation of Registration of Parties

IT is hereby notified that pursuant to the Local Government Act 1993, that the registration of PRIDE IN OUR CITY INDEPENDENTS party is cancelled.

Dated: 25 February 2005.

COLIN BARRY,
Electoral Commissioner

State Electoral Office,
Level 20, 207 Kent Street, Sydney NSW 2000.

MENTAL HEALTH ACT 1990

Order Under Section 287A

I, ROBYN KRUK, Director-General of the NSW Department of Health, in pursuance of the provisions of section 287A of the Mental Health Act 1990, DO HEREBY appoint the following persons listed in Column 1 and employed by the public health organisation listed in Column 2 as Accredited Persons for the purposes of the Mental Health Act until 31 December 2007, provided:

1. That they exercise the function of an Accredited Person only during the course of their employment by the respective public health organisation listed in column 2 immediately opposite to their name; and
2. That at all times they act in accordance with such Policies and Procedures applicable to Accredited Persons as may be issued from time to time by the Department of Health or their respective public health organisation employer.

COLUMN 1

Anna Farrell
Timothy Grenfell
Leonard Kanowski
Celeste Mayers
Roslyn McWilliam

COLUMN 2

Greater Southern Area Health Service
Greater Southern Area Health Service
Greater Southern Area Health Service
Greater Southern Area Health Service
Greater Southern Area Health Service

COLUMN 1	COLUMN 2	COLUMN 1	COLUMN 2
Joe Medway	Greater Southern Area Health Service	Paul Clay	Northern Sydney and Central Coast Area Health Service
Julie Mooney	Greater Southern Area Health Service	Andrew Clement	Northern Sydney and Central Coast Area Health Service
Wendy Nicholas	Greater Southern Area Health Service	Martin Feenstra	Northern Sydney and Central Coast Area Health Service
Tina Philip	Greater Southern Area Health Service	Sandra Goff	Northern Sydney and Central Coast Area Health Service
Martin Ransom	Greater Southern Area Health Service	Janet Hallam	Northern Sydney and Central Coast Area Health Service
Gail Stevens	Greater Southern Area Health Service	Alexandra Haubold	Northern Sydney and Central Coast Area Health Service
Graeme Wilson-Cattle	Greater Southern Area Health Service	Simon Hill	Northern Sydney and Central Coast Area Health Service
James Grant Auld	Greater Western Area Health Service	Sharon Maloney	Northern Sydney and Central Coast Area Health Service
Patreena Collins	Greater Western Area Health Service	Lesley Elaine Miller	Northern Sydney and Central Coast Area Health Service
Sophie Covert	Greater Western Area Health Service	Timothy Moore	Northern Sydney and Central Coast Area Health Service
John Crossman	Greater Western Area Health Service	Philip Nestor	Northern Sydney and Central Coast Area Health Service
Sharon Jones	Greater Western Area Health Service	Mbogua Njoroge	Northern Sydney and Central Coast Area Health Service
Dennis Browne	Hunter and New England Area Health Service	Robert Pringle	Northern Sydney and Central Coast Area Health Service
Christine Dann	Hunter and New England Area Health Service	Julie Shannon	Northern Sydney and Central Coast Area Health Service
Pamela Davis	Hunter and New England Area Health Service	Gregory Smith	Northern Sydney and Central Coast Area Health Service
Debbie Godfrey	Hunter and New England Area Health Service	Paul Smith	Northern Sydney and Central Coast Area Health Service
Cheryl Green	Hunter and New England Area Health Service	Melina Stepanian	Northern Sydney and Central Coast Area Health Service
Maria Hatzistylis	Hunter and New England Area Health Service	Susan Syddall	Northern Sydney and Central Coast Area Health Service
Robert Kelly	Hunter and New England Area Health Service	Graham Wilkins	Northern Sydney and Central Coast Area Health Service
Lynn Langhorn	Hunter and New England Area Health Service	Michelle Young-Roberts	Northern Sydney and Central Coast Area Health Service
Andrew Morris	Hunter and New England Area Health Service	Shane Fitzgerald	Royal Alexandra Hospital for Children
Donald Stewart	Hunter and New England Area Health Service	David Corby	South Eastern Sydney and Illawarra Area Health Service
Kris Taylor	Hunter and New England Area Health Service	Martin Davis	South Eastern Sydney and Illawarra Area Health Service
Susan Wotton	Hunter and New England Area Health Service	Beaver Hudson	South Eastern Sydney and Illawarra Area Health Service
William Law	Justice Health	Ross Jamieson	South Eastern Sydney and Illawarra Area Health Service
Lynne Ashcroft	North Coast Area Health Service	John Mangos	South Eastern Sydney and Illawarra Area Health Service
Vaughan Beek	North Coast Area Health Service	Brett McPherson	South Eastern Sydney and Illawarra Area Health Service
Sharon Bull	North Coast Area Health Service	Susan Morrison	South Eastern Sydney and Illawarra Area Health Service
Allan Coulter	North Coast Area Health Service	Kathryn Mulquiney	South Eastern Sydney and Illawarra Area Health Service
Elizabeth Joblin	North Coast Area Health Service	Richard Noort	South Eastern Sydney and Illawarra Area Health Service
Lynette Jordan	North Coast Area Health Service	Trevor Perry	South Eastern Sydney and Illawarra Area Health Service
Stephen Knowles	North Coast Area Health Service	Patricia Sadleir	South Eastern Sydney and Illawarra Area Health Service
Lucille Reynolds	North Coast Area Health Service	Catherine Thomas	South Eastern Sydney and Illawarra Area Health Service
Darren Watts	North Coast Area Health Service		
Helen Alderman	Northern Sydney and Central Coast Area Health Service		
Mary Beth Allen	Northern Sydney and Central Coast Area Health Service		
Anne Bajuk	Northern Sydney and Central Coast Area Health Service		
Susan Baxter	Northern Sydney and Central Coast Area Health Service		
James Bennett	Northern Sydney and Central Coast Area Health Service		
Kurt Braasch	Northern Sydney and Central Coast Area Health Service		
Anthony Breen	Northern Sydney and Central Coast Area Health Service		
Michael Hugh Bullock	Northern Sydney and Central Coast Area Health Service		
Letticia Chalmers	Northern Sydney and Central Coast Area Health Service		

COLUMN 1	COLUMN 2
Kathleen Walsh	South Eastern Sydney and Illawarra Area Health Service
Amanda Alii	Sydney South West Area Health Service
Donna Beeson	Sydney South West Area Health Service
James Bradbury	Sydney South West Area Health Service
Tracey Carpenter	Sydney South West Area Health Service
John Champion	Sydney South West Area Health Service
Paul Craft	Sydney South West Area Health Service
Peter Dodds	Sydney South West Area Health Service
Rovita Elliott	Sydney South West Area Health Service
Graham Estall	Sydney South West Area Health Service
Susan Hebblewhite	Sydney South West Area Health Service
Judith Hesmondhalgh	Sydney South West Area Health Service
Vera Horacek	Sydney South West Area Health Service
David Hughes	Sydney South West Area Health Service
Peter King	Sydney South West Area Health Service
Miles Martin	Sydney South West Area Health Service
Maria Mostacchi	Sydney South West Area Health Service
Dean Murray	Sydney South West Area Health Service
Duncan Oliver	Sydney South West Area Health Service
Patrick Parker	Sydney South West Area Health Service
Benjamin Pawlutschenko	Sydney South West Area Health Service
Thomas Salmon	Sydney South West Area Health Service
Diana Uy	Sydney South West Area Health Service
Timothy Wand	Sydney South West Area Health Service
Raema Decent	Sydney West Area Health Service
Elaine Ford	Sydney West Area Health Service
Kylie Hawdon	Sydney West Area Health Service
Paul Higgins	Sydney West Area Health Service
Glenn Hughes	Sydney West Area Health Service
Pamela Kennedy	Sydney West Area Health Service
Anthony Lamond	Sydney West Area Health Service
Robyn Lewis	Sydney West Area Health Service
William Maloney	Sydney West Area Health Service
Joanne Seymour	Sydney West Area Health Service
Mark Stevens	Sydney West Area Health Service
Keat Toh	Sydney West Area Health Service
Cherie Waipouri	Sydney West Area Health Service

Signed this 3rd day of March 2005.

ROBYN KRUK,
Director-General

NATIONAL PARKS AND WILDLIFE ACT 1974

PROCLAMATION

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

To be known as "Top of the Range Wildlife Refuge".

Signed and sealed at Sydney this 9th day of February 2005.

MARIE BASHIR,
Governor

By Her Excellency's Command,

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

GOD SAVE THE QUEEN!

Description

Land District – Grafton; Council – Coffs Harbour.

County of Fitzroy, Parish of Coff, 7.67 hectares, being Lot 1, DP 818111.

NPWS 04/11025.

NATIONAL PARKS AND WILDLIFE ACT 1974

PROCLAMATION

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

To be known as "Rhodes and Carruthers Wildlife Refuge".

Signed and sealed at Sydney this 9th day of February 2005.

MARIE BASHIR,
Governor

By Her Excellency's Command,

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

GOD SAVE THE QUEEN!

Description

Land District – Grafton; Council – Clarence Valley.

County of Fitzroy, Parish of Bardool, 40 hectares, being Lot 3, DP 264405.

NPWS 04/11086.

NATIONAL PARKS AND WILDLIFE ACT 1974

PROCLAMATION

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

To be known as "Karrawendri Wildlife Refuge".

Signed and sealed at Sydney this 9th day of February 2005.

MARIE BASHIR,
Governor

By Her Excellency's Command,

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

GOD SAVE THE QUEEN!

Description

Land District – Bellingen; Council – Clarence Valley.

County of Fitzroy, Parish of Allans Water, 336.3 hectares, being Lot 1, DP 828330 and Lot 75, DP 752807.

NPWS 04/11075.

PESTICIDES ACT 1999

Notice Under Section 55(3)

NOTICE is hereby given, pursuant to section 55(3) of the Pesticides Act 1999, that I have revoked the Pilot (Pesticide Rating) Licence number P198, particulars of which are stated in the Schedule.

ALAN RITCHIE,
Manager,
Dangerous Goods,
Environment Protection and Regulation Division,
Department of Environment and Conservation NSW
(by delegation)

SCHEDULE

Pilot (Pesticide Rating) Licence

Name and address of Licensee	Date of Revocation of Licence
Mr Justin Peter Tunnicliffe ROWLEY, 17 Cope Street, Casino NSW 2470.	20 January 2005.

POISONS AND THERAPEUTIC GOODS ACT 1966

Order Under Clause 171(1)

Poisons and Therapeutic Goods Regulation 2002

Withdrawal of Drug Authority

IN accordance with the provisions of Clause 171(1) of the Poisons and Therapeutic Goods Regulation 2002, an Order has been made on Dr Terrence Alfred JOHNSON of

10 Hawke Drive, Woolgoolga 2456, prohibiting him, until further notice, as a veterinary surgeon from having possession of and supplying drugs of addiction as authorised by Clause 101 of the Regulation and issuing a prescription for a drug of addiction as authorised by Clause 76 of the Regulation.

This Order is to take effect on and from Monday, 28 February 2005.

ROBYN KRUK,
Director-General

Department of Health, New South Wales.
Sydney, Tuesday, 22 February 2005.

PUBLIC WORKS ACT 1912**LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991**

Compulsory Acquisition – St Marys Police Station

THE Minister for Commerce, with the approval of Her Excellency the Governor, declares that the land described in the Schedule hereto, is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for a public work, public offices and public buildings.

On publication of this notice in the *Government Gazette* the land is vested in the Minister for Commerce as Constructing Authority under section 4 of the Public Works Act 1912.

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

SCHEDULE

Land

Lot 102 in Deposited Plan 1077412.

DoC Reference: 269.

SUBORDINATE LEGISLATION ACT 1989

Proposed Fines Regulation 2005

Invitation to Comment

THE Fines Regulation 1997 (the Regulation), commenced on 2 January 1998, following the commencement of the Fines Act 1996 (the Act).

The Regulation contained details of fees, forms and processes prescribed by the Act. It is now due for automatic repeal by 1 September 2005, unless re-made or extended. The intention is to re-make the Regulation as it remains after it was amended by the Fines Amendment Regulation 2004, when some provisions were omitted following their inclusion in the Act by the Fines Amendment Act 2004. The remaining content relates to certain fees and prescribed forms.

The draft Regulation, together with a Regulatory Impact Statement (RIS) which assesses the proposals contained in the Regulation, has been released to enable members of the public and other interested persons to provide comments to the Office of State Revenue (OSR).

The closing date for submissions is 15 April 2005.

Copies of the RIS and draft Regulation are available on the OSR website at <http://www.osr.nsw.gov.au>.

Comments or submissions should be e-mailed to:

finesris@osr.nsw.gov.au.

Or send a disk in a Microsoft Word format to:

Fines RIS
Policy and Legislation Branch
Office of State Revenue
GPO Box 4042
Sydney NSW 2001

The draft Regulation will be amended, if necessary, based on comments received during this consultation process.

Further information regarding the Regulation and RIS may be obtained by contacting Mr Ivan Chua on (02) 9689 6389.

THREATENED SPECIES CONSERVATION ACT 1995

Department of Environment and Conservation (NSW)

Notice of the Approval of the Davidson's Plum Recovery Plan

THE Department of Environment and Conservation (NSW) (DEC) hereby gives notice of the approval of the Davidson's Plum Recovery Plan. Exhibition details will be published on 8 March 2005 in the *Sydney Morning Herald*, the *Byron Bay Echo* and the *Tweed Daily News*. The DEC web site <www.environment.nsw.gov.au> will also have exhibition information including a full version of the Recovery Plan.

ALEX PURVIS,
Acting Director,
Conservation Programs and Planning
(North East Branch)

TRANSPORT ADMINISTRATION ACT 1988

ERRATUM

IN the notification published in the *Government Gazette* Number 17, dated 28 January 2005, on page 262, for the compulsory acquisition of Interests in Land at Chatswood by the Transport Infrastructure Development Corporation under the Transport Administration Act 1988 the first and second paragraphs of SCHEDULE 1 should be deleted and replaced with the following two paragraphs:

All those parts of leases registered as Dealing Numbers N609660, R506070 and 5264206 of land situate at Chatswood in the Local Government Area of Willoughby Parish of Willoughby County of Cumberland and State of New South Wales being premises known as Shops C14, C15, C16, C17, C18, C19, C20, C24, C25, C26 and C28 Concourse Level Chatswood Central and said to be in the possession of ICA Property Development Fund No.2 SPV T'EE Pty Limited vide Transfer of Lease registered as Dealing Number 8982700.

All that part of leases registered as Dealing Numbers N609660, R506070 and 5264206 of land situate at Chatswood in the Local Government Area of Willoughby Parish of Willoughby County of Cumberland and State of New South Wales being that part of the passageway between Shops C14 and C24, Concourse Level Chatswood Central shown as "A" in plan registered number PRL-CH-55,000 in the office of the Transport Infrastructure Development Corporation and said to be in the possession of ICA Property Development Fund No.2 SPV T'EE Pty Limited vide Transfer of Lease registered as Dealing Number 8982700.

JOHN BARRACLOUGH,
Chief Executive,
Transport Infrastructure Development Corporation

PLANT DISEASES ACT 1924

PROCLAMATION P161

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

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

I, Professor MARIE BASHIR, A.C., Governor of the State of New South Wales, being of the opinion that the movement of fruit within a portion of the State is likely to introduce the pest Queensland fruit fly (*Bactrocera tryoni*), with the advice of the Executive Council and pursuant to section 4(1) of the Plant Diseases Act 1924, do by this Proclamation regulate the movement of fruit within the State in the manner set out in this proclamation.

1. Host fruit that originates from or that has moved through the Suspension Area must not be imported, introduced or brought into the Outer Area unless:
 - (a) a Plant Health Certificate or a Plant Health Assurance Certificate has been issued in respect of the Host Fruit, and
 - (b) the Host Fruit is transported and stored in accordance with any conditions relating to such matters which are stated in the Plant Health Certificate or the Plant Health Assurance Certificate, and
 - (c) the Plant Health Certificate or the Plant Health Assurance Certificate is in the possession of the driver of the vehicle transporting the Host Fruit or the person otherwise having custody or control of the Host Fruit while it is in the Suspension Area or the Outer Area as the case may be, and
 - (d) the Plant Health Certificate or the Plant Health Assurance Certificate is produced on demand to an inspector or a person authorised pursuant to section 11(3).

Definitions

In this Proclamation:

Host Fruit means the fruit specified in Schedule 1.

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

Plant Health Assurance Certificate means a certificate –

- issued by a person authorised by the New South Wales Department of Primary Industries to issue Plant Health Assurance Certificates, and
- which certifies that the Host Fruit has been treated in a manner approved by the Director, Animal and Plant Biosecurity of the New South Wales Department of Primary Industries, and
- which specifies any conditions subject to which the Host Fruit must be transported or stored.

Plant Health Certificate means a certificate –

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

Suspension Area means the part of New South Wales specified in Schedule 2.

SCHEDULE 1 – HOST FRUIT

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

The following berry fruit:

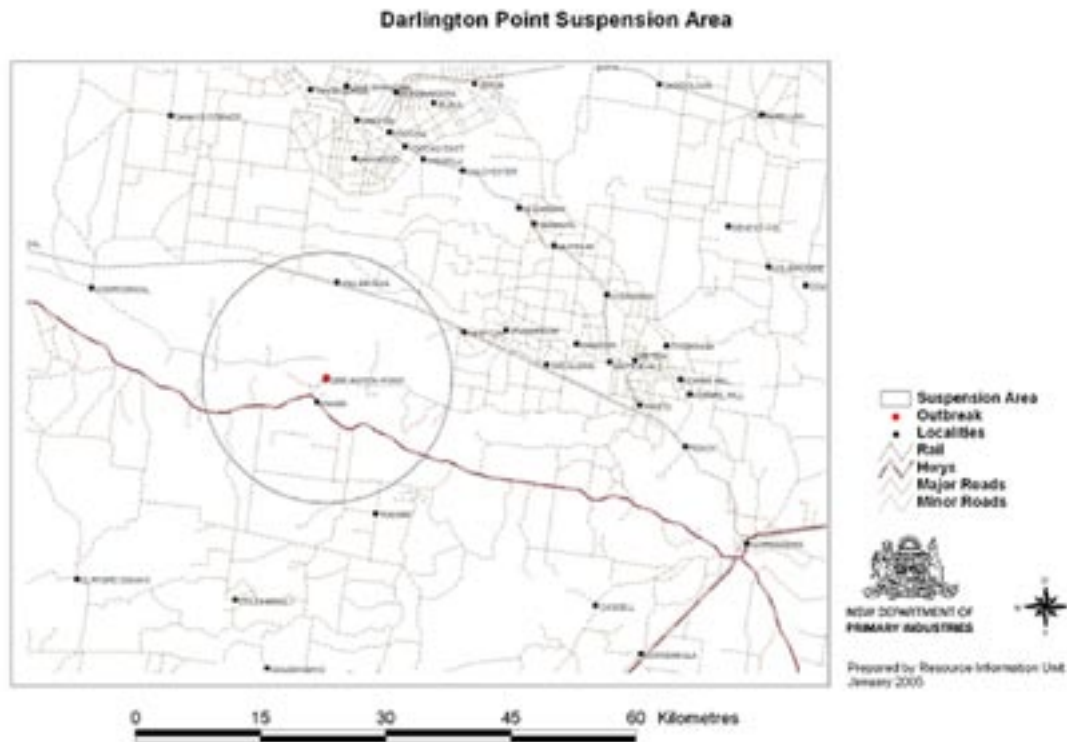
blackberry	cape gooseberry	raspberry
blueberry	loganberry	strawberry
boysenberry	mulberry	youngberry

The following other fruit:

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

SCHEDULE 2 – SUSPENSION AREA

The part of New South Wales within a 15 kilometre radius of coordinates decimal degrees 34.56693 South and 146.00101 East. The part is represented in the map titled “Darlington Point Suspension Area”.



Note: The NSW Department of Primary Industries reference is P161.

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

Signed and sealed at Sydney this 23rd day of February 2005.

By Her Excellency's Command,

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

GOD SAVE THE QUEEN!

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

BLUE MOUNTAINS CITY COUNCIL

IN accordance with the provisions of the Roads Act 1993, notice is hereby given that Council has named the new road to be created in the subdivision of Lot 1262, DP 880084, No. 33-35 Orama Road Hazelbrook. The new road is to be named "Sunridge Avenue" and is located off Orama Road, Hazelbrook. This notice was approved on 20 July 2004, under the authority of the Acting Executive Planner, Land Use Management Team, Environmental and Customer Services. M. WILLIS, General Manager, Blue Mountains City Council, Locked Bag 5, Katoomba NSW 2780. [1052]

COOTAMUNDRA SHIRE COUNCIL

Roads Act 1993, Section 162

Renaming of Public Roads – Cootamundra Shire

NOTICE is hereby given that Council pursuant to section 162 of the Roads Act 1993, has renamed the following roads in the Cootamundra Shire:

Description	Name
The road from the Temora Street railway crossing to Netherleigh Lane previously known in part as Cullinga Road.	Pinkerton Road.
The road from Netherleigh Lane to Old Gundagai Road previously known as Cullinga Road.	Kilrush Road.

These namings will take effect from 1st March 2005. S. T. GODBEE, General Manager, Cootamundra Shire Council, PO Box 420, Cootamundra NSW 2590. [1055]

LACHLAN SHIRE COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

THE Lachlan Shire 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 housing the offices and facilities of Council's Children's Services. Dated at Condobolin this 1st day of February 2005. R. W. BAILEY, General Manager, Lachlan Shire Council, PO Box 216, Condobolin NSW 2877.

SCHEDULE

Lot 2, section 7, DP 758271. [1043]

LEETON SHIRE COUNCIL

Roads Act 1993 – Naming of Roads

NOTICE is hereby given that the Leeton Shire Council, in pursuance of the Roads Act 1993 and its Regulations 2000, resolved to name the road as shown hereunder:

Present Name

Unnamed road in new subdivision off McQuillan Road.

Unnamed road in new subdivision off Lake Paddock Drive.

Proposed Name

Lake Paddock Drive.

Golf Club Drive, Normal Close, Parry Lane and Devlin Close.

Authorised by resolution of the Council on 23rd February 2005. R. C. PLUIS, General Manager, Leeton Shire Council, 23-25 Chelmsford Place, Leeton NSW 2705. [1062]

LEICHHARDT MUNICIPAL COUNCIL

Roads Act 1993, Section 10

Dedication of Land as Public Road

BY this Notice, Leichhardt Municipal Council, pursuant to section 10(1) of the Roads Act 1993, dedicates the land described in the Schedule as public road. Signed at Leichhardt on 1st March 2005. PETER HEAD, General Manager, Leichhardt Municipal Council, PO Box 45, Leichhardt NSW 2040.

SCHEDULE

Lot 1 in DP 724317. [1066]

LEICHHARDT MUNICIPAL COUNCIL

Roads Act 1993, Section 10

Notice of Dedication of Land as Public Road at Glebe

LEICHHARDT MUNICIPAL COUNCIL dedicates the land described in the Schedule below as public road under section 10 of the Roads Act 1993. PETER HEAD, General Manager, Leichhardt Municipal Council, PO Box 45, Leichhardt NSW 2040.

SCHEDULE

Lots 2, 5, 7 and stratum of Lot 8 in DP 852638. [1069]

MID-WESTERN REGIONAL COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Easement and Right of Way over Land

MID-WESTERN Regional Council declares, with the approval of Her Excellency the Governor, that the interests over land described in the Schedule below, are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of access to and maintenance of a navigational obstruction light. Dated at Mudgee this 25th day of February 2005. GARRY BEVAN STYLES, Acting General Manager, Mid-Western Regional Council, PO Box 156, Mudgee NSW 2850.

SCHEDULE

Full Description of Land Burdened by the Interests:

Lot 1, DP 716501 being the land comprised in Identifier 1/716501 and known as Lawson Hill Vineyard and Winery, Henry Lawson Drive, Mudgee.

Interest in land to be acquired

A. Easement For Navigational Obstruction Light 10 Wide

1. Mid-Western Regional Council and its successors (herein referred to as "The Body" or "the Body") having the benefit of this Easement may:

- (a) install and operate within the site of the Easement described as "Easement For Navigational Obstruction Light 10 Wide" in DP 1072785 a navigational obstruction light or other similar navigational aid and ancillary pole and equipment for the purposes of the operation of Mudgee Airport And without affecting the generality of this power the Body may retain and operate the existing navigational obstruction light and its ancillary pole and equipment for the purpose of this Easement.
- (b) do anything reasonably necessary for those purposes including:
 - entering the site of the Easement, and
 - taking anything on to the site of the easement, and
 - carrying out work such as construction, placing, repairing, maintaining or replacing any navigational obstruction light or other similar navigational aid and any poles, wires, conduits and ancillary equipment including such equipment as may be required to provide power to operate the navigational obstruction light or similar navigational aid.

2. In exercising those powers the Body having the benefit of this Easement must:

- (a) ensure all work is done properly,
- (b) cause as little inconvenience as is practicable to the owner and any occupier of the land burdened, and
- (c) cause as little damage as is practicable to the land burdened and any improvement on it, and
- (d) restore the land burdened as nearly as is practicable to its former condition, and
- (e) make good any collateral damage

3. For the purposes of this Easement the Body includes any person for the time being authorised by the Body.

4. This is an Easement in Gross.

5. The land having the burden of this Easement is the land in Identifier 1/716501.

B. Right Of Way Over The Track In Use

1. Mid-Western Regional Council and its successors (herein referred to as "The Body" or "the Body") having the benefit of this Easement may:

- (a) by any reasonable means pass across the site of this Easement as described as "Right Of Way Over The Track In Use" in DP 1072785 for the purpose

of exercising or performing any of its powers under Easement For Navigational Obstruction Light 10 Wide referred to in A above, and

(b) do anything reasonably necessary for those purposes including:

- entering the site of this Easement, and
- taking anything on to the site of this Easement, and
- carrying out work within the site of this Easement, such as constructing, placing, repairing, maintaining or replacing trafficable surfaces, driveways and structures

2. In exercising those powers the Body having the benefit of this Easement must:

- (a) ensure all work is done properly,
- (b) cause as little inconvenience as is practicable to the owner and any occupier of the land burdened, and
- (c) cause as little damage as is practicable to the land burdened and any improvement on it, and
- (d) restore the land burdened as nearly as is practicable to its former condition, and
- (e) make good any collateral damage

3. For the purposes of this Easement the Body includes any person for the time being authorised by the Body.

4. This is an Easement in Gross.

5. The land having the burden of this Easement is the land in Identifier 1/716501. [1037]

MID-WESTERN REGIONAL COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991
Notice of Compulsory Acquisition of Easement and Right of Way over Land

MID-WESTERN Regional Council declares, with the approval of Her Excellency the Governor, that the interests over land described in the Schedule below, are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of access to and maintenance of a navigational obstruction light. Dated at Mudgee this 25th day of February 2005. GARRY BEVAN STYLES, Acting General Manager, PO Box 156, Mudgee NSW 2850.

SCHEDULE

Full Description of Land Burdened by the Interests:

Lot 110, DP 1029542 being the land comprised in Identifier 110/1029542 and known as 277 Black Springs Road, Mudgee.

Interest in land to be acquired

A. Easement For Navigational Obstruction Light 10 Wide

1. Mid-Western Regional Council and its successors (herein referred to as "The Body" or "the Body") having the benefit of this Easement may:

- (a) install and operate within the site of the Easement described as "Easement For Navigational Obstruction Light 10 Wide" in DP 1072786 a

navigational obstruction light or other similar navigational aid and ancillary pole and equipment for the purposes of the operation of Mudgee Airport And without affecting the generality of this power the Body may retain and operate the existing navigational obstruction light and its ancillary pole and equipment for the purpose of this Easement.

- (b) do anything reasonably necessary for those purposes including:
- entering the site of the Easement, and
 - taking anything on to the site of the easement, and
 - carrying out work such as construction, placing, repairing, maintaining or replacing any navigational obstruction light or other similar navigational aid and any poles, wires, conduits and ancillary equipment including such equipment as may be required to provide power to operate the navigational obstruction light or similar navigational aid.

2. In exercising those powers the Body having the benefit of this Easement must:
- (a) ensure all work is done properly,
- (b) cause as little inconvenience as is practicable to the owner and any occupier of the land burdened, and
- (c) cause as little damage as is practicable to the land burdened and any improvement on it, and
- (d) restore the land burdened as nearly as is practicable to its former condition, and
- (e) make good any collateral damage
3. For the purposes of this Easement the Body includes any person for the time being authorised by the Body
4. This is an Easement in Gross
5. The land having the burden of this Easement is the land in Identifier 110/1029542.

B. Right Of Way Over The Track In Use

1. Mid-Western Regional Council and its successors (herein referred to as “The Body” or “the Body”) having the benefit of this Easement may:
- (a) by any reasonable means pass across the site of this Easement as described as “Right Of Way Over The Track In Use” in DP 1072786 for the purpose of exercising or performing any of its powers under Easement For Navigational Obstruction Light 10 Wide referred to in A above, and
- (b) do anything reasonably necessary for those purposes including:
- entering the site of this Easement, and
 - taking anything on to the site of this Easement, and
 - carrying out work within the site of this Easement, such as constructing, placing, repairing, maintaining or replacing trafficable surfaces, driveways and structures

2. In exercising those powers the Body having the benefit of this Easement must:
- (a) ensure all work is done properly,
- (b) cause as little inconvenience as is practicable to the owner and any occupier of the land burdened, and
- (c) cause as little damage as is practicable to the land burdened and any improvement on it, and
- (d) restore the land burdened as nearly as is practicable to its former condition, and
- (e) make good any collateral damage.
3. For the purpose of this Easement the Body includes any person for the time being authorised by the Body.
4. This is an Easement in Gross.
5. The land having the burden of this Easement is the land in Identifier 110/1029542. [1038]

NARRABRI SHIRE COUNCIL

ERRATUM

Roads Act 1993 – Naming of Council Roads

THE road originally gazetted in the *New South Wales Government Gazette* of 25th February 2005, as Cudgewar Lane should be correctly spelt as “Cudgewa Lane”. I. R. McCALLUM, General Manager, Narrabri Shire Council, PO Box 261, Narrabri NSW 2390. [1060]

PENRITH CITY COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

PENRITH CITY COUNCIL declares with the approval of Her Excellency the Governor, that the lands described in the Schedule below, excluding any mines or deposits of minerals in those lands are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of the Roads Act 1993 (access to Erskine Park Employment Area and future access to M7 Motorway). Dated at Penrith this 21st day of February 2005. ALAN TRAVERS, General Manager, Penrith City Council, PO Box 60, Penrith NSW 2751.

SCHEDULE

Lots 2 and 3, DP 1071114. [1053]

PORT STEPHENS COUNCIL

Roads Act 1993

Road Dedication

NOTICE is hereby given that pursuant to section 10, Roads Act 1993, Council hereby dedicates as public road, the Council owned land set out in the Schedule below. Council Files: 5360-029 and 5360-033. P. GESLING, General Manager, Port Stephens Council, PO Box 42, Raymond Terrace NSW 2324.

SCHEDULE

Lots 3 and 4, DP 1015483; Lot 2, DP 1015482 and Lots 4, 5 and 6, DP 1015481. [1059]

RANDWICK CITY COUNCIL

New Streets Names for the Prince Henry Development,
Little Bay

PURSUANT to the provisions of section 9 of the Roads (General) Regulation 2000, Randwick City Council has adopted the following names for the Prince Henry Development, Little Bay. The twelve names are Brodie Avenue, Coast Hospital Road, Gubbuteh Road, Ewing Avenue, Harvey Street, Jenner Street, Lister Avenue, Mayo Street, Murra Murra Place, Newton Street, Pavilion Drive and Pine Avenue. Council adheres to the guidelines for naming roads as established by the Geographical Names Board of NSW. These names reflect the heritage significance of the side, which encompasses its medical significance, the past and present Aboriginal Association and its relationship to the local community. Any comments should be forwarded to RAY BROWNLEE, General Manager, Randwick City Council, 30 Frances Street, Randwick NSW 2031.

[1064]

TENTERFIELD SHIRE COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Interest In Land

TENTERFIELD SHIRE COUNCIL declares, with the approval of her Excellency the Governor, that the easement described in the Schedule below is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of electricity supply to a television retransmission facility. Dated at Tenterfield this 25th day of February 2005. MARK ARNOLD, General Manager, Tenterfield Shire Council, PO Box 214, Tenterfield NSW 2372.

SCHEDULE

Easement for electricity supply 20 wide over Lot 92, DP 751057 as show in DP 1073483. [1058]

TUMUT SHIRE COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

TUMUT SHIRE COUNCIL declares, with the approval of Her Excellency the Governor, that the land described in Schedule A and easements described in Schedule B below, excluding mines or deposits of minerals in the land, are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of a sewerage pump station and easements for sewer and rising main. C. ADAMS, General Manager, Tumut Shire Council, 76 Capper Street, Tumut NSW 2720.

SCHEDULE A

Lot 1, DP 1062919.

SCHEDULE B

Easements affecting Lot 2, DP 1062919 to drain sewage 2.5 wide for the purposes of sewer and rising main within M345-1934, Parish of Adelong, County of Wynyard, as shown in DP 1062919. [1044]

WOLLONGONG CITY COUNCIL**ERRATUM**

IN *Government Gazette* No. 187, Folio 8824 dated 26th November 2004, under the heading Notice of Compulsory Acquisition of Land an error was made in the description of the land. The following notice replaces that in full.

WOLLONGONG CITY COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

WOLLONGONG CITY COUNCIL declares with the approval of Her Excellency the Governor, that the lands described in the Schedule below, excluding any mines or deposits of minerals in the lands, are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purpose of creation of the Mt Kembla Mine Memorial Pathway. Dated at Wollongong this 23rd day of February 2005. MIKE HYDE, Acting General Manager, Wollongong City Council, Locked Bag 8821, South Coast Mail Centre NSW 2521.

SCHEDULE

Lot 1, DP 1061983 and Lot 1, DP 376906. [1041]

ESTATE NOTICES

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of EILEEN THEL MURPHY, late of 41 Forsyth Street, West Ryde, in the State of New South Wales, who died on 20th December 2004, must send particulars of his claim to the executor, c.o. John S. Fordham, Solicitor, 12 Station Street, West Ryde NSW 2114, within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution she has notice. Probate was granted in New South Wales on 7th February 2005. JOHN S. FORDHAM, Solicitor, 12 Station Street, West Ryde NSW 2114 (PO Box 107, West Ryde 1685). Reference: JSF:RV:05005. [1039]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of EILEEN LAWLER, late of 23 Jopling Crescent, Lalor Park, in the State of New South Wales, home duties, who died on 1st January 2005, must send particulars of his/her claim to the executors, Irene May Johnson and Wendy Joy Johnson, c.o. Low Doherty & Stratford, Solicitors, 9 Campbell Street, Blacktown NSW 2148, within one (1) calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of distribution the executors have notice. Probate was granted in New South Wales on 4th February 2005. LOW DOHERTY & STRATFORD, Solicitors, 9 Campbell Street (PO Box 147), Blacktown NSW 2148, tel.: (02) 9622 4644. [1040]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ROSS GORDON THOMSON, late of Killara, in the State of New South Wales, retired manager, who died on 21st October 2004, must send particulars of the claim to the executor, c.o. Mervyn Finlay, Thorburn & Marshall, Solicitors, Level 2, 225 Macquarie Street, Sydney NSW 2000, within one (1) calendar month from publication of this notice. After that time the assets of the estate and the property may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executor has notice. Probate was granted in New South Wales on 1st February 2005. MERVYN FINLAY, THORBURN & MARSHALL, Solicitors, Level 2, “Windeyer Chambers”, 225 Macquarie Street, Sydney NSW 2000, (DX796, Sydney), tel.: (02) 9223 6544. Reference: DLT:LI:215504. [1054]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of GEORGE MOUZAYEK, late of Woodpark, in the State of New South Wales, fashion industry worker, who died on 4th January 2004, must send particulars of his claim to the administrator David Mouzayek, c.o. Olliffe & Co., Solicitors, 7/1-5 Jacobs Street, Bankstown NSW 2200, within one (1) calendar month from publication of this notice. After that time the administrator may distribute the assets of the estate having regard only to the claims of which at the time of distribution he has notice. Letters of Administration were granted in New South Wales on 30th November 2004. OLLIFFE & CO., Solicitors, 7/1-5 Jacobs Street (PO Box 145), Bankstown NSW 2200, (DX11213, Bankstown), tel.: (02) 9790 3903. Reference: TDO.AB. [1056]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of KATHLEEN BULLOCK, late of 44 Mavis Avenue, Peakhurst, in the State of New South Wales, who died on 25th October 2004, must send particulars of their claim to the executor, Julie Ann Cooper, c.o. Colin J. Duff, Solicitor, 7 Morts Road, Mortdale NSW 2223, within one (1) calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executor has notice. Probate was granted in New South Wales on 1st February 2005. COLIN J. DUFF, Solicitor, 7 Morts Road, Mortdale NSW 2223 (DX11307, Hurstville), tel.: (02) 9570 2022. [1063]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of PHYLLIS MERLE MOSS, late of Shoal Bay, in the State of New South Wales, widow deceased, who died on 29th August 2004, must send particulars of their claim to the executrix, Marilyn Mitchell, c.o. Truman Hoyle Lawyers, Level 18, 68 Pitt Street, Sydney NSW 2000, within one (1) calendar month from the publication of this notice. After that time the assets of the estate and the property may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executors have notice. Probate was granted in New South Wales on 17th November 2004. TRUMAN HOYLE LAWYERS, Level 18, 68 Pitt Street, Sydney NSW 2000, (DX263, Sydney). Reference: DLS(SR)4070. [1065]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of NORMAN BARRY ELDER, late of Liverpool, in the State of New South Wales, who died on 23rd October 2004, must send particulars of his claim to the executor, c.o. Kencalo & Kencalo, Solicitors, Suite1, First Floor, 96 Moore Street, Liverpool NSW 2170, within one (1) calendar month from the publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executor has notice. Probate was granted in New South Wales on 29th December 2004. KENCALO & KENCALO, Solicitors, Suite1, First Floor, 96 Moore Street, Liverpool NSW 2170 (PO Box 651, Liverpool BC 1871), (DX5003, Liverpool), tel.: (02) 9602 8333. Reference: 1K/04/5177. [1070]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of LYDIA ALEXANDRA ALLISON, late of Woy Woy, in the State of New South Wales, retired, who died on 13th October 2004, must send particulars of his claim to the executor, Paul Leslie Allison, c.o. Peninsula Law, Solicitors, 103-105 Blackwall Road, Woy Woy NSW 2256, within one (1) calendar month from the publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of distribution he has notice. Probate was granted in New South Wales on 23rd December 2004. PENINSULA LAW, Solicitors, 103-105 Blackwall Road (PO Box 162), Woy Woy NSW 2256, (DX8806, Woy Woy), tel.: (02) 4342 1111. Reference: JDT:JL:7832. [1071]

COMPANY NOTICES

NOTICE of final meeting of members.—ROTHSAY PROPERTY INVESTMENTS PTY LIMITED, ACN 002 863 596 (in voluntary liquidation).—Notice is hereby given that a general meeting of members of the company will be held at 9:00 a.m., on Monday, 21st March 2005, at Level 5, 14 Martin Place, Sydney NSW 2000. Agenda: To hold the final meeting of the company and receive an account of how the winding up has been conducted. Dated this 21st day of February 2005. By Order of the Board. S. B. HUMPHRYS, Liquidator, c.o. Moore Stephens Wi, Chartered Accountants, CML Building, Level 5, 14 Martin Place, Sydney NSW 2000, tel.: (02) 9229 7999. [1045]

NOTICE of general meeting of members.—FORSTNER NEWCASTLE PTY LTD, ACN 001 267 741 (in liquidation).—Notice is hereby given in pursuance of sub-section 509(3) and (4) of the Corporations Law that a general meeting of the members of the abovenamed company will be held on 23rd March 2005, at 10:00 a.m., in the office of Crosbie Warren Sinclair, 1 Warabrook Boulevard, Warabrook NSW 2304, for the purpose of having an account laid before them showing the manner in which the winding up has been conducted and the property of the company disposed of and hearing any explanation that may be given by the liquidator. Dated this 23rd day of February 2005. RICHARD JAMES SOUTH, Liquidator, c.o. Crosbie Warren Sinclair, Accountants, 1 Warabrook Boulevard, Warabrook NSW 2304 (Box 29, Hunter Region Mail Centre 2310), tel.: (02) 4923 4000. [1046]

NOTICE of voluntary winding up.—GREG SWANE CONSTRUCTIONS PTY LTD, ACN 052 243 928.—The following special resolution was passed at an extraordinary general meeting of Greg Swane Constructions Pty Ltd held at Suite 3A, Level 1, 239 King Street, Newcastle NSW 2300, on the 22nd February 2005: “That pursuant to section 491(1) of the Corporations Law the company be voluntarily wound up and that Andrew John Francis Frith be appointed liquidator for the purposes of the winding up”. Dated 25th February 2005. ANDREW JOHN FRANCIS FRITH, Liquidator, c.o. Leenane Templeton Pty Ltd, Chartered Accountants, Level 1, 239 King Street (PO Box 1805), Newcastle NSW 2300, tel.: (02) 4926 2300. [1047]

NOTICE of general meeting of members.—PAIGNTON PTY LTD, ACN 112 683 034 (in voluntary liquidation).—Notice is hereby given that the a general meeting of members of the company will be held at 10:00 a.m. on Friday, 25th March 2005, at Level 5, 14 Martin Place, Sydney NSW 2000. Agenda: To hold the final meeting of the company and receive an account of how the winding up has been conducted. Dated this 25th February 2005. By Order of the Board. S. B. HUMPHRYS, Liquidator, c.o. Moore Stephens Wi, Chartered Accountants, CML Building, Level 5, 14 Martin Place, Sydney NSW 2000, tel.: (02) 9229 7999. [1048]

NOTICE of general meeting of members.—CAITHNESS CONSOLIDATED PTY LTD, ACN 000 069 081 (in voluntary liquidation).—Notice is hereby given that the a general meeting of members of the company will be held at 9:45 a.m. on Friday, 25th March 2005, at Level 5, 14 Martin Place, Sydney NSW 2000. Agenda: To hold the final meeting of the company and receive an account of how the winding up has been conducted. Dated this 25th day of February 2005. By Order of the Board. S. B. HUMPHRYS, Liquidator, c.o. Moore Stephens Wi, Chartered Accountants, CML Building, Level 5, 14 Martin Place, Sydney NSW 2000, tel.: (02) 9229 7999. [1049]

NOTICE of general meeting of members.—L.J. GLUSKIE (HOLDINGS) PTY LTD, ACN 000 106 794 (in voluntary liquidation).—Notice is hereby given that the a general meeting of members of the company will be held at 9:50 a.m. on Friday, 25th March 2005, at Level 5, 14 Martin Place, Sydney NSW 2000. Agenda: To hold the final meeting of the company and receive an account of how the winding up has been conducted. Dated this 25th day of February 2005. By Order of the Board. S. B. HUMPHRYS, Liquidator, c.o. Moore Stephens Wi, Chartered Accountants, CML Building, Level 5, 14 Martin Place, Sydney NSW 2000, tel.: (02) 9229 7999. [1050]

NOTICE of general meeting of members.—LAURENCE JOHN PTY LTD, ACN 000 202 353 (in voluntary liquidation) Notice is hereby given that the a general meeting of members of the company will be held at 9:55 a.m. on Friday, 25th March 2005, at Level 5, 14 Martin Place, Sydney NSW 2000. Agenda: To hold the final meeting of the company and receive an account of how the winding up has been conducted. Dated this 25th day of February 2005. By Order of the Board. S. B. HUMPHRYS, Liquidator, c.o. Moore Stephens Wi, Chartered Accountants, CML Building, Level 5, 14 Martin Place, Sydney NSW 2000, tel.: (02) 9229 7999. [1051]

NOTICE of general meeting of members.—ACS (AUST.) PTY LTD, ACN 067 126 587 (in voluntary liquidation).—Notice is hereby given that a general meeting of members of the company will be held at 9:15 a.m. on Thursday, 31st March 2005, at Level 5, 14 Martin Place, Sydney. Agenda: To hold the final meeting of the company and receive an account of how the winding up has been conducted. Dated this 28th day of February 2005. By Order of the Board. S. B. HUMPHRYS, Liquidator, c.o. Moore Stephens Wi, Chartered Accountants, CML Building, Level 5, 14 Martin Place, Sydney NSW 2000, tel.: (02) 9229 7999. [1057]

NOTICE of general meeting of members.—THE SMALL BUSINESS SHOP PTY LTD, ACN 073 027 175.—Notice is hereby given that a general meeting of the members of the abovenamed company will be held at 24 Kings Road, Moss Vale NSW 2577, on 31st March 2005, for the purpose of considering the following resolutions: 1. Special Resolution “That the company be wound up as a members’ voluntary liquidation and that the assets of the company may be distributed in whole or in part to the members in specie should the liquidators so desire”. 2. Ordinary Resolution (a) “That Michael John Conoley be appointed liquidator to act for the purposes of such winding up”. (b) “That the remuneration of the liquidator be fixed in respect of himself (and his employees) at the applicable hourly rates”. (c) “That subject to obtaining the approval from the Regional Commissioner, Australian Securities & Investments Commission pursuant to section 542(4) of the Corporations Law, the books and records of the company and of the liquidator be disposed of by the liquidator six months after the dissolution of the company”. By Order of the Board, dated 28th February 2005. MICHAEL J. CONOLEY, Director, c.o. Gillespies, Chartered Accountants, 20 Bundaroo Street (PO Box 1555), Bowral NSW 2576, tel.: (02) 4861 2205. [1061]

