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LEGISLATION

Assents to Acts

ACTS OF PARLIAMENT ASSENTED TO

Legislative Assembly Office, Sydney, 10 March 2005

IT is hereby notified, for general information, that Her Excellency the Governor has, in the name and on behalf of Her Majesty, this day assented to the undermentioned Acts passed by the Legislative Assembly and Legislative Council of New South Wales in Parliament assembled, viz.:

Act No.1 2005 - An Act to make provision with respect to the security of courts and tribunals; and for other purposes. [**Court Security Bill**]

Act No.2 2005 - An Act to revoke the dedication of Darling Mills State Forest as a State forest (and part of a national forest) and to dedicate that land as part of the Bidjigal Reserve; and for other purposes. [**Forestry (Darling Mills State Forest Revocation) Bill**]

Act No.3 2005 - An Act to amend the Historic Houses Act 1980 with respect to the objects and powers of the Historic Houses Trust; and for other purposes. [**Historic Houses Amendment Bill**]

Act No.4 2005 - An act to amend the Marine Safety Act 1998 in relation to random breath testing of, and the permissible blood alcohol concentrations for, persons operating vessels and associated offences; and for other purposes. [**Marine Safety Amendment (Random Breath Testing) Bill**]

Act No.5 2005 - An Act to amend the Police Integrity Commission Act 1996 and certain other Acts with respect to the giving of false or misleading evidence, the communication of information, the exercise by police of investigative and other functions and the service of documents; and with respect to other matters. [**Police Integrity Commission Amendment Bill**]

Act No.6 2005 - An Act with respect to the office of Sheriff. [**Sheriff Bill**]

Act No.7 2005 - An Act to amend the Standard Time Act 1987 to change standard time from Greenwich Mean Time to Co-ordinated Universal Time. [**Standard Time Amendment (Co-ordinated Universal Time) Bill**]

Act No.8 2005 - An Act to amend the State Records Act 1998 to make further provision in relation to public access to State records, normal administrative practice, prosecutions and other matters; and for other purposes. [**State Records Amendment Bill**]

Russell D. Grove PSM
Clerk of the Legislative Assembly

Proclamations



New South Wales

Proclamation

under the

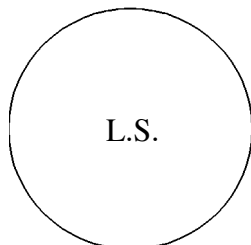
Historic Houses Amendment Act 2005

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Historic Houses Amendment Act 2005*, do, by this my Proclamation, appoint 21 March 2005 as the day on which that Act commences.

Signed and sealed at Sydney, this 16th day of March 2005.

By Her Excellency's Command,



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

GOD SAVE THE QUEEN!



New South Wales

Proclamation

under the

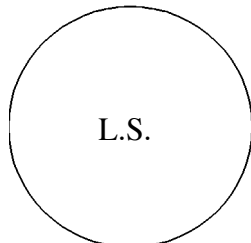
Rookwood Necropolis Amendment Act 2004 No 108

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 (2) of the *Rookwood Necropolis Amendment Act 2004*, do, by this my Proclamation, appoint 1 April 2005 as the day on which Schedules 1 and 3.2 to that Act commence.

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

By Her Excellency's Command,



ANTHONY BERNARD KELLY, M.L.C.,
Minister for Lands

GOD SAVE THE QUEEN!

Explanatory note

The object of this Proclamation is to commence the uncommenced provisions of the *Rookwood Necropolis Amendment Act 2004*. These provisions relate to the fees to be paid to the Joint Committee of Necropolis Trustees under that Act, and the returns to be made to that Committee, by the various reserve trusts and by the lessee of the general crematorium.

Regulations



New South Wales

Children and Young Persons (Care and Protection—Child Employment) Regulation 2005

under the

Children and Young Persons (Care and Protection) Act 1998

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Children and Young Persons (Care and Protection) Act 1998*.

REBA MEAGHER, M.P.,
Minister for Community Services

Explanatory note

The object of this Regulation is to prescribe the matters necessary to complete the legislative scheme contained in Chapter 13 (Children's employment) of the *Children and Young Persons (Care and Protection) Act 1998*. In particular, this Regulation gives effect to a Code of Practice governing children's employment.

The provisions of Chapter 13 of the 1998 Act are substantially the same as the provisions of Part 4 (Employment of children) of the *Children (Care and Protection) Act 1987* which they replace. This Regulation is substantially the same as the *Children (Care and Protection—Child Employment) Regulation 2001* which was made for the purposes of Part 4 of the 1987 Act.

This Regulation repeals the *Children (Care and Protection—Child Employment) Regulation 2001*.

This Regulation is made under sections 221, 223, 224 and 264 (the general regulation-making power) of the 1998 Act and clauses 1 and 5 of Schedule 2 to that Act.

Children and Young Persons (Care and Protection—Child Employment) Regulation 2005

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Children and Young Persons (Care and Protection—Child Employment) Regulation 2005	Clause 1
Preliminary	Part 1

Children and Young Persons (Care and Protection—Child Employment) Regulation 2005

under the

Children and Young Persons (Care and Protection) Act 1998

Part 1 Preliminary

1 Name of Regulation

This Regulation is the *Children and Young Persons (Care and Protection—Child Employment) Regulation 2005*.

2 Commencement

This Regulation commences on 1 April 2005.

3 Definitions

(1) In this Regulation:

child has the same meaning as in section 221 (1) of the Act.

Code of Practice means the code of practice set out in Schedule 1.

employment has the same meaning as in section 221 (1) of the Act.

registered nurse and *registered midwife* have the same meanings as in the *Nurses and Midwives Act 1991*.

the Act means the *Children and Young Persons (Care and Protection) Act 1998*.

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

4 Definition of “employment” (section 221)

For the purposes of section 221 (2) of the Act, persons are taken to employ children if the persons make payments to (or confer other material benefits on) persons other than the children themselves, but in respect of services rendered by those children.

Clause 5	Children and Young Persons (Care and Protection—Child Employment) Regulation 2005
Part 2	Employers' authorities

Part 2 Employers' authorities

5 Employers' authorities (section 223)

For the purposes of section 223 (1) (d) of the Act, participation by a child in still photographic sessions is prescribed as a matter with respect to which an employer's authority is required.

6 Exemptions from requirement to hold employer's authority—foreign government

- (1) For the purposes of section 224 (1) (c) of the Act, any person who employs a child in connection with the conduct of an entertainment, exhibition or performance under the auspices of the government of a foreign country, in relation only to children who are so employed and who are nationals of the same foreign country, is exempt from being required to hold an employer's authority.
- (2) For the purposes of section 224 (5) (b) of the Act, the Minister may revoke any exemption granted by this clause.

7 Exemptions from requirement to hold employer's authority—short term employment of children over 10

For the purposes of section 224 (1) (c) of the Act, any person who employs a child who is more than 10 years old is exempt from being required to hold an employer's authority if:

- (a) the employment is outside school hours and for no more than 10 hours per week, and
- (b) the person complies with the requirements of the Code of Practice in respect of the child's employment, and
- (c) the person uses his or her best endeavours to ensure that all persons under his or her control comply with the requirements of the Code of Practice in respect of the child's employment, and
- (d) the person ensures that a copy of the Code of Practice is given to a parent of the child.

8 Applications for authorities and exemptions (clause 1 of Schedule 2)

- (1) For the purposes of clause 1 (1) of Schedule 2 to the Act, the following fees are the prescribed fees for an application for an employer's authority or for an exemption from the requirement to hold such an authority:
 - (a) \$1,100, in the case of an application that relates to work that involves participation in any entertainment, exhibition or performance, as referred to in section 223 (1) (a) or (b) of the Act,

Children and Young Persons (Care and Protection—Child Employment)
Regulation 2005

Clause 9

Employers' authorities

Part 2

- (b) \$550, in the case of an application that relates to work that involves offering anything for sale door-to-door, as referred to in section 223 (1) (c) of the Act,
 - (c) \$484, in the case of an application that relates to work that involves participation in still photographic sessions.
- (2) The Minister may reduce the amount of any such fee by up to 50 per cent if satisfied that the number of children that the applicant seeks to employ under the authority at any one time is not more than 5 and the period for which the authority is sought is not more than 1 month.
 - (3) The Minister may reduce the amount of any fee payable under this clause by up to 10 per cent if satisfied that the applicant displays a proven commitment to the principles of the Code of Practice.
 - (4) In the case of a fee that has been reduced in accordance with subclause (2), the reduction permitted by subclause (3) applies to the fee as so reduced.

9 Conditions of authorities (clause 5 of Schedule 2)

- (1) For the purposes of clause 5 (a) of Schedule 2 to the Act, an employer's authority is subject to the following conditions:
 - (a) that the employer will comply with the requirements of the Code of Practice,
 - (b) that the employer will use his or her best endeavours to ensure that all persons under his or her control comply with the requirements of the Code of Practice,
 - (c) that the employer will ensure that a copy of the Code of Practice is given to a parent of each child that he or she employs under the authority,
 - (d) that the employer will furnish the Children's Guardian with such information concerning the employment of children by the employer as the Children's Guardian may reasonably require.
- (2) The condition prescribed by subclause (1) (a) is subject to any revocation or variation effected by the Minister in accordance with clause 6 (1) of Schedule 2 to the Act.

Clause 10	Children and Young Persons (Care and Protection—Child Employment) Regulation 2005
Part 3	Miscellaneous

Part 3 Miscellaneous

10 Repeal and saving

- (1) The *Children (Care and Protection—Child Employment) Regulation 2001* is repealed.
- (2) Any act, matter or thing that had effect under the *Children (Care and Protection—Child Employment) Regulation 2001* immediately before the repeal of that Regulation is taken to have effect under this Regulation.

Children and Young Persons (Care and Protection—Child Employment)
Regulation 2005

Code of Practice

Schedule 1

Schedule 1 Code of Practice

(Clause 3)

Note. Compliance with the requirements of the Code of Practice is a condition of an employer's authority. This is subject to any revocation or variation of any condition of an employer's authority effected by the Minister in accordance with clause 6 (1) of Schedule 2 to the Act.

Part 1 General

1 Record of employment

- (1) An employer must ensure that a record is kept for each child employed.
- (2) The record must include the following particulars:
 - (a) the name, address and home telephone number (if any) of the child,
 - (b) the name, address and both home and business telephone numbers (if any) of the child's parents,
 - (c) the name, address and both home and business telephone numbers (if any) of some other person nominated by the child's parents as being a person responsible for the child in the event of the parents being unavailable,
 - (d) the child's date of birth,
 - (e) the nature of the work that the child is employed to carry out,
 - (f) in the case of a child for whose employment a consent is required by or under any Act or law, particulars of any consent so given,
 - (g) the dates and times of each occasion on which the child is employed,
 - (h) particulars of the place of work or location at which the child is employed on each such occasion,
 - (i) the name, address and both home and business telephone numbers (if any) of the child's supervisor on each such occasion.
- (3) The record must be kept available for inspection by an inspector of the Office of the Children's Guardian at the business premises of the employer specified in that regard by the relevant employer's authority.

2 Notice of work locations

- (1) An employer must not at any time employ a child at any place of work or location unless the Children's Guardian has been given at least 7 days' notice (or such lesser notice as the Children's Guardian may, in a particular case or class of cases, allow) of the employer's intention to

Children and Young Persons (Care and Protection—Child Employment)
Regulation 2005

Schedule 1 Code of Practice

employ the child at that place of work or location and specifying the address of the place of work or details of the location, and the period during which the child will be employed there.

- (2) The notice must also give details of any unusual risks existing in connection with the proposed location.

3 Insurance

- (1) An employer must ensure that each child is covered by a policy of personal accident insurance with benefits for injuries no less than those payable for the same injuries under the *Workers Compensation Act 1987* or the *Workplace Injury Management and Workers Compensation Act 1998*.
- (2) This clause does not apply with respect to any child in respect of whom compensation for injury is the subject of injury insurance effected in accordance with the *Workers Compensation Act 1987* or the *Workplace Injury Management and Workers Compensation Act 1998*.

4 Hours of work

- (1) An employer must not employ a child for more than one shift on any one day.
- (2) An employer must not employ a child for more than 4 hours on any day on which the child is required to attend school.
- (3) An employer must ensure that each child is given a 10 minute rest break every hour and a 1 hour rest break every 4 hours.

5 Schooling requirements

- (1) An employer must not employ a child during hours of normal school attendance unless:
- (a) the employment is for a period during which the child is not required to attend school pursuant to the approval of the principal of the school that the child attends or the Director-General of the Department of Education and Training, or
 - (b) the child is enrolled at a school to undertake courses of study by means of distance education, or
 - (c) the child is registered for home schooling under Division 6 of Part 7 of the *Education Act 1990* and the employment is permitted by the conditions to which that registration is subject.
- (2) The total period of time for which a child is employed during any period of 7 consecutive days, when added to the time required to be spent by the child during that 7-day period fulfilling educational requirements

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Regulation 2005

Code of Practice

Schedule 1

specified in an approval referred to in subclause (1) (a) or fulfilling home schooling or distance education requirements, must not exceed 40 hours.

- (3) An employer must not employ a child in contravention of subclause (2).

6 Calculation of employment

A child's total period of employment during any period of 24 hours is to be calculated as if the following periods formed part of the time for which the child is employed:

- (a) any time in excess of 45 minutes spent by the child in travelling from home to the place of work,
- (b) if the employer is responsible for bringing the child to work, any time between the child's arrival at the place of work and the child's actual commencement of work,
- (c) the whole of the time (including any rest breaks or other breaks in work and any travelling time) that the child is required to be at work,
- (d) any time in excess of 45 minutes spent by the child in travelling home from the final place of work,
- (e) if the employer is responsible for taking the child home from work, any time between the child's finishing work and the start of the child's journey home from work.

7 Travel

- (1) An employer must ensure that each child is taken home after the child finishes work unless:
- (a) the child is more than 12 years old, and
 - (b) the distance between work and home is less than 10 kilometres, and
 - (c) travel home will be by public transport and will be completed within daylight hours.
- (2) An employer must ensure that each child's journey home commences within 30 minutes after the child finishes work unless the child is accompanied by a parent of the child.

8 Minimum breaks between successive shifts etc

- (1) An employer must ensure that no child is required to start work less than 12 hours after the child has previously finished work, whether for the same or for any other employer.

Children and Young Persons (Care and Protection—Child Employment)
Regulation 2005

Schedule 1 Code of Practice

- (2) An employer must not require a child to work later than 9.00 pm on any day if the child is required to attend school on the following day.

9 Food and drink

- (1) An employer must ensure that each child is provided with appropriate and sufficient nutritious food, having regard to the age, taste and culture of the child.
- (2) The food should be varied and should be served to children at reasonable hours.
- (3) An employer must ensure that water, fruit juice or other such drinks are readily available at all times to each child.

10 Toilet facilities

An employer must ensure that clean and easily accessible toilet, hand-washing and hand-drying facilities are provided at each place of work.

11 Protection from the elements

An employer must ensure that each child is adequately clothed and otherwise protected from extremes of climate.

12 Punishment prohibited

An employer must ensure that no child is subjected to any form of corporal punishment, social isolation, immobilisation or any other behaviour likely to humiliate or frighten the child.

13 Notification of accidents etc

In the event of a child becoming ill or being injured, the child's employer must ensure that at least one of the child's parents is immediately notified of that fact.

14 Parental contact

An employer must at all times ensure that each child is able to make contact with his or her parents or with some other person responsible for the child and must facilitate the making of any such contact whenever the child so requests or whenever it is otherwise appropriate to do so in the interests of the child.

15 Awards and agreements under the Industrial Relations Act 1996

The application of this Code of Practice to any child is subject to the provisions of any award or agreement in force under the *Industrial Relations Act 1996* in relation to the child.

Children and Young Persons (Care and Protection—Child Employment)
Regulation 2005

Code of Practice

Schedule 1

Part 2 Entertainment, exhibitions and photography

Division 1 General

16 Application of Part

This Part applies to employment of a child to take part in:

- (a) an entertainment or exhibition, or
- (b) a performance that is recorded for use in a subsequent entertainment or exhibition, or
- (c) a photographic session.

17 Recreation facilities

An employer must ensure that appropriate recreational materials and rest facilities are available for each child during breaks in work, having regard to the age and circumstances of the child.

18 Dressing room facilities

An employer must ensure that facilities exist so that any child is able to dress and undress in private.

19 Work directions

- (1) An employer must ensure that no child is cast in a role or situation that is inappropriate to the child, having regard to the child's age, maturity, emotional or psychological development and sensitivity.
- (2) An employer must not allow a child:
 - (a) to be exposed to scenes which are likely to cause distress to the child, or
 - (b) to become distressed in order to obtain a more realistic depiction of a particular emotion or reaction.
- (3) An employer must not employ a child in any situation in which the child or any other person is naked.

20 Times of work

- (1) An employer must not employ a child otherwise than in accordance with:
 - (a) the times set out in Table A to this Schedule with respect to film and television, shopping centre performances, still photography and modelling or other exhibitions, and
 - (b) the times set out in Table B to this Schedule with respect to theatrical performances.

Children and Young Persons (Care and Protection—Child Employment)
Regulation 2005

Schedule 1 Code of Practice

- (2) In addition, an employer must not employ a child for more than 3 consecutive evening performances if the day following each performance is a day on which the child is required to attend school.
- (3) The times allowed by Tables A and B to this Schedule are subject to the other provisions of this Schedule with respect to hours of work.

21 Supervision

- (1) An employer must ensure that each child is provided with appropriate supervision, having regard to the age, sex and degree of maturity of the child.
- (2) In particular:
 - (a) the child is to be accompanied by a person responsible for the child, or by an adult authorised by name in writing by a person responsible for the child, whenever the child is travelling between home and the place of work or between places of work, and
 - (b) if the child's employment requires the child to spend one or more nights away from home, appropriate accommodation must be provided for both the child and a person responsible for the child, and
 - (c) if the child is less than 6 years old, the child is to be supervised:
 - (i) by a person responsible for the child or a person authorised by a person responsible for the child, or
 - (ii) by the holder of a child care certificate or a certificate of child care studies issued by a college of technical and further education, or
 - (iii) by a registered nurse or registered midwife, and
 - (d) if the child is more than 6 years old, the child is to be supervised by a person responsible for the child or by an adult with training or experience in the care of children of the age of the child to be supervised.
- (3) Subclause (2) (a) does not require a child to be accompanied when the child is travelling between home and a place of work or between places of work if:
 - (a) the child is more than 12 years old, and
 - (b) the distance to be travelled is less than 10 kilometres, and
 - (c) the travel will be by public transport and will be completed within daylight hours.

Children and Young Persons (Care and Protection—Child Employment)
Regulation 2005

Code of Practice

Schedule 1

-
- (4) An employer must ensure that no supervisor supervises at any one time more than:
- (a) 2 children, if any of the children are under 3 years old, and
 - (b) 5 children, if any of the children are between 3 and 5 years old, and
 - (c) 10 children, if the children are more than 5 years old.
- (5) An employer must ensure that a supervisor does not have any other responsibilities while supervising children.

22 Children less than 3 years old

An employer must not employ a child who is less than 3 years old unless:

- (a) a registered nurse or registered midwife is present at all times, and
- (b) the registered nurse or registered midwife advises the employer that the child is suitable for employment, and
- (c) the registered nurse or registered midwife advises the employer that the environment in which the child is to be employed (including, in particular, the lighting and the temperature) will not cause the child to become distressed, and
- (d) the employer follows the advice of the registered nurse or registered midwife in all matters (such as the provision of nursing and mothercare and the use of makeup) that relate to the welfare of the child.

Division 2 Babies under 12 weeks of age

23 Application

This Division applies to babies who are less than 12 weeks old.

24 Employment requires express authority

An employer must not employ a baby unless the conditions of the employer's authority expressly authorise the employer to do so.

25 Registered nurse or registered midwife to be present

- (1) An employer must not employ a baby unless:
- (a) a registered nurse or registered midwife is present at all times, and
 - (b) the registered nurse or registered midwife advises the employer that the baby is suitable for employment, and

Children and Young Persons (Care and Protection—Child Employment)
Regulation 2005

Schedule 1 Code of Practice

- (c) the registered nurse or registered midwife advises the employer that the environment in which the baby is to be employed (including, in particular, the lighting and the temperature) will not cause the baby to become distressed, and
 - (d) the employer follows the advice of the registered nurse or registered midwife in all matters (such as the provision of nursing and mothercare and the use of makeup) that relate to the welfare of the baby.
- (2) The registered nurse or registered midwife must not advise that a baby is suitable for employment unless he or she is satisfied:
- (a) that the baby was delivered full term and in good health, and
 - (b) that the baby's birth weight was at least 3.0 kilograms, and
 - (c) that the baby has not had any post-natal problems, and
 - (d) that the baby is feeding successfully, and
 - (e) that the baby's weight gain from birth has been satisfactory.

26 Direct lighting not to be used

An employer who employs a baby must not allow the baby to be exposed to direct lighting.

27 Use of makeup

An employer must not allow makeup to be applied to a baby unless the makeup is non-irritating and uncontaminated.

28 Handling

An employer who employs a baby must not allow more than 4 people (including the baby's mother and the registered nurse or registered midwife) to handle the baby during any single period of employment.

29 Segregation from persons suffering respiratory or skin infections

An employer who employs a baby must not allow any person who has a respiratory or skin infection to come into contact with the baby.

Part 3 Door-to-door sales

30 Minimum age for children employed in door-to-door sales

An employer must ensure that each child employed in door-to-door sales is at least 14 years and 9 months old.

Children and Young Persons (Care and Protection—Child Employment)
Regulation 2005

Code of Practice

Schedule 1

31 Times of work

- (1) On days other than school days, an employer must not employ a child in door-to-door sales for more than 6 hours.
- (2) An employer must not employ a child in door-to-door sales for more than 5 days per week.
- (3) An employer must ensure that, if a child is employed outdoors in door-to-door sales, the employment:
 - (a) does not start before sunrise or 6.30 am, whichever is the later, and
 - (b) does not finish later than sunset or 6.00 pm, whichever is the earlier.

32 Entry to motor vehicles and private homes prohibited

An employer must ensure that no child is permitted to sell any item to a person in a motor vehicle or to enter a private dwelling during the door-to-door sale of items.

33 Supervision

- (1) An employer must ensure that each child employed in door-to-door sales works in the company of at least one other person and clearly indicates, by means of identification badges or distinctive clothing, the business name of the employer.
- (2) An employer must ensure:
 - (a) that a supervisor remains at all times in the general vicinity of each child employed in door-to-door sales and makes contact with each child at intervals of not more than 30 minutes and knows the whereabouts of each child at all times when the child is employed in door-to-door sales, and
 - (b) that the child is accompanied by a person responsible for the child, or by an adult authorised by name in writing by a person responsible for the child, whenever the child is travelling between home and the place of work or between places of work, and
 - (c) if the child's employment requires the child to spend one or more nights away from home, that appropriate accommodation is provided for both the child and a person responsible for the child.
- (3) An employer must ensure that a supervisor does not supervise more than 6 children employed in door-to-door sales at any one time.

Children and Young Persons (Care and Protection—Child Employment)
Regulation 2005

Schedule 1 Code of Practice

Table A
Film and television, shopping centre performances, still photography and modelling or other exhibitions

Age	Maximum number of days of employment in any period of 7 consecutive days	Hours during which child may be employed	Maximum employment hours per day
Under 6 months	1	6.00am–6.00pm	4 hours
6 months and under 3 years	1	6.00am–6.00pm	4 hours
3 years and under 8 years	4	6.00am–11.00pm	6 hours
8 years and under 15 years	5	6.00am–11.00pm	8 hours

Table B
Theatrical performances

Age	Maximum number of days of employment in any period of 7 consecutive days	Hours during which child may be employed	Maximum employment hours per day
Under 6 months	1	9.00am–6.00pm	4 hours
6 months and under 2 years	1	9.00am–6.00pm	4 hours
2 years and under 6 years	3	9.00am–6.00pm	4 hours
6 years and under 10 years	4	9.00am–10.00pm	4 hours
10 years and under 12 years	4	9.00am–11.00pm	6 hours
12 years and under 15 years	4	9.00am–11.00pm	8 hours



New South Wales

Roads (General) Amendment (Sydney Harbour Tunnel) Regulation 2005

under the

Roads Act 1993

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Roads Act 1993*.

ANTHONY BERNARD KELLY, M.L.C.,
Minister for Lands

Explanatory note

The object of this Regulation is to extend Part 3 (Tollways) of the *Roads (General) Regulation 2000* to the Sydney Harbour Tunnel. Part 3 contains provisions relating to the payment of tolls for the use of tollways and certain offences concerning the use of tollways. This Regulation is made under the *Roads Act 1993*, including section 264 (the general regulation-making power) and paragraph (c) of the definition of *authorised officer* in the Dictionary.

Clause 1 Roads (General) Amendment (Sydney Harbour Tunnel) Regulation 2005

Roads (General) Amendment (Sydney Harbour Tunnel) Regulation 2005

under the

Roads Act 1993

1 Name of Regulation

This Regulation is the *Roads (General) Amendment (Sydney Harbour Tunnel) Regulation 2005*.

2 Amendment of Roads (General) Regulation 2000

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

Roads (General) Amendment (Sydney Harbour Tunnel) Regulation 2005

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 2)

[1] Clause 34A

Insert after clause 34:

34A Application of Part to Sydney Harbour Tunnel

This Part (except clause 31) applies to and in respect of the Sydney Harbour Tunnel in the same way as it applies to and in respect of a tollway, and so applies as if a toll or charge for using the Sydney Harbour Tunnel were a toll or charge for using a tollway.

[2] Clause 35A Exempt vehicles

Insert “or the Sydney Harbour Tunnel” after “Sydney Harbour Bridge” in clause 35A (a).

[3] Clause 77 Authorised officer

Insert “, the Sydney Harbour Tunnel” after “tollway” in clause 77 (1) (e).



New South Wales

Road Transport (Vehicle Registration) Amendment (State Emergency Service Vehicles) Regulation 2005

under the

Road Transport (Vehicle Registration) Act 1997

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Road Transport (Vehicle Registration) Act 1997*.

ANTHONY BERNARD KELLY, M.L.C.,
Minister for Lands

Explanatory note

The object of this Regulation is to amend the *Road Transport (Vehicle Registration) Regulation 1998* to include State Emergency Service vehicles in the class of vehicles permitted to be fitted with a light or lights capable of displaying a blue or red flashing or rotating light.

This Regulation is made under the *Road Transport (Vehicle Registration) Act 1997*, including section 14 (the general regulation-making power) and section 15A.

Clause 1 Road Transport (Vehicle Registration) Amendment (State Emergency Service Vehicles) Regulation 2005

Road Transport (Vehicle Registration) Amendment (State Emergency Service Vehicles) Regulation 2005

under the

Road Transport (Vehicle Registration) Act 1997

1 Name of Regulation

This Regulation is the *Road Transport (Vehicle Registration) Amendment (State Emergency Service Vehicles) Regulation 2005*.

2 Amendment of Road Transport (Vehicle Registration) Regulation 1998

The *Road Transport (Vehicle Registration) Regulation 1998* is amended as set out in Schedule 1.

Road Transport (Vehicle Registration) Amendment (State Emergency Service Vehicles) Regulation 2005

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 2)

[1] Schedule 4 Vehicle standards

Insert after clause 123 (4) (o):

- (o1) State Emergency Service vehicles,

[2] Schedule 4, clause 123 (5) (a)

Omit the paragraph. Insert instead:

- (a) in the case of a police vehicle, an ambulance, a fire fighting vehicle, a vehicle used by a Traffic Commander or Traffic Emergency Patroller (appointed or employed by the Authority) or a State Emergency Service vehicle—a blue or red light, or



New South Wales

Rookwood Necropolis Amendment Regulation 2005

under the

Rookwood Necropolis Act 1901

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Rookwood Necropolis Act 1901*.

ANTHONY BERNARD KELLY, M.L.C.,
Minister for Lands

Explanatory note

The objects of this Regulation are:

- (a) to prescribe the manner in which the Joint Committee under the *Rookwood Necropolis Act 1901* must determine the annual contributions that are payable to it under section 20B of that Act by the various reserve trusts that manage the cemeteries within the Rookwood Necropolis and by the lessee of the general crematorium within the Necropolis, and
- (b) to prescribe the quarterly fees that are payable to the Joint Committee under section 20G of that Act by any reserve trust that operates a crematorium within the Rookwood Necropolis.

This Regulation is made under the *Rookwood Necropolis Act 1901*, including section 37 (the general power to make regulations) and sections 20B and 20G.

Clause 1 Rookwood Necropolis Amendment Regulation 2005

Rookwood Necropolis Amendment Regulation 2005

under the

Rookwood Necropolis Act 1901

1 Name of Regulation

This Regulation is the *Rookwood Necropolis Amendment Regulation 2005*.

2 Commencement

This Regulation commences on 1 April 2005.

3 Amendment of Rookwood Necropolis Regulation 2002

The *Rookwood Necropolis Regulation 2002* is amended as set out in Schedule 1.

Rookwood Necropolis Amendment Regulation 2005

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 3)

[1] Clause 22 Contributions to Joint Committee: section 20B

Omit “section 20B (3) (b)” from clause 22 (1).

Insert instead “section 20B (1) (d)”.

[2] Clause 22 (1)

Omit “proportion payable” wherever occurring.

Insert instead “contribution payable”.

[3] Clause 22 (2)

Omit the subclause.

[4] Clause 22A

Insert after clause 22:

22A Fees payable for operating crematoria: section 20G

The fee payable in respect of a quarter by a reserve trust that operates a crematorium is the amount calculated by multiplying \$100 by the number of cremations carried out by it during that quarter in the Necropolis.



New South Wales

Workers Compensation Amendment (Index Number) Regulation 2005

under the

Workers Compensation Act 1987

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Workers Compensation Act 1987*.

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

Explanatory note

The object of this Regulation is to update an index number that is used for the purposes of the indexation of benefits under the *Workers Compensation Act 1987*.

This Regulation is made under the *Workers Compensation Act 1987*, including section 79 (the definition of *latest index number*) and section 280 (the general regulation-making power).

Clause 1 Workers Compensation Amendment (Index Number) Regulation 2005

Workers Compensation Amendment (Index Number) Regulation 2005

under the

Workers Compensation Act 1987

1 Name of Regulation

This Regulation is the *Workers Compensation Amendment (Index Number) Regulation 2005*.

2 Amendment of Workers Compensation Regulation 2003

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

Workers Compensation Amendment (Index Number) Regulation 2005

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 2)

Clause 13 Sec 79: definition of "latest index number"

Insert at the end of the Table to the clause:

1 April 2005

185.8

WORKERS COMPENSATION ACT 1987 - NOTICE
(Concerning indexation of WorkCover benefits and damages)

The WorkCover Authority of New South Wales, pursuant to section 82 of the Workers Compensation Act 1987, declares, by this Notice, that each of the adjustable amounts specified in Column 1 of the following Table is, on and from **1st April 2005**, to be construed as the adjusted amount specified opposite it in Column 2 of the Table.

TABLE

Provision Specifying, or providing for, the adjustable amount	Column 1	Column 2
	Adjustable Amount	Adjustable Amount
WORKERS COMPENSATION ACT 1987		
s.25 (1)(a)	\$211,850.00	\$300,950.00
s.25 (1)(b)	\$66.60	\$94.60
s.35	\$1,000.00	\$1,420.50
s.37 (1)(a)(i)	\$235.20	\$334.10
s.37 (1)(a)(ii)	\$187.10	\$265.80
s.37 (1)(a)(iii)	\$170.00	\$241.50
	\$153.00	\$217.30
s.37 (1)(b)	\$62.00	\$88.10
s.37 (1)(c)	\$44.30	\$62.90
	\$99.10	\$140.80
	\$164.16	\$233.20
	\$230.90	\$328.00
	\$66.60	\$94.60
s.63A (3)	\$1,500.00	\$2,130.70
s.40	\$1,000.00	\$1,420.50
Sch.6Pt.4Cl.7	\$341.30	\$484.80

(Latest Index Number: 185.8)

JON BLACKWELL
CHIEF EXECUTIVE OFFICER
WORKCOVER AUTHORITY

WORKERS COMPENSATION ACT 1987 - NOTICE
(Concerning indexation of benefits covered by
Workers Compensation Act 1926)

The WorkCover Authority of New South Wales, pursuant to section 82 of, and Parts 3-4 of Schedule 6 to the Workers Compensation Act 1987, declares, by this Notice, that each of the adjustable amounts specified in Column 1 of the following Table is, on and from **1st April 2005**, to be construed as the adjusted amount specified opposite it in Column 2 of the Table.

TABLE

Provision Specifying, or providing for, the adjustable amount	Column 1	Column 2
	Adjustable Amount	Adjustable Amount
WORKERS COMPENSATION ACT 1987 (re 1926 ACT)		
Sch.6 Pt.3Cl. 2(2)	\$76,700.00	\$108,950.00
Sch.6 Pt.3Cl. 2(3)	\$38.30	\$54.40
Sch.6Pt.4Cl.4 (1)(b)(i)	\$44.80	\$63.60
Sch.6Pt.4Cl.4 (1)(b)(ii)	\$22.50	\$32.00
Sch.6Pt.4Cl.4A (2)(a)	\$196.00	\$278.40
Sch.6Pt.4Cl.4A (2)(b)	\$155.90	\$221.50
Sch.6Pt.4, Cl.4A (2)(c)	\$141.60	\$201.10
	\$127.50	\$181.10

(Latest Index Number: 185.8)

JON BLACKWELL
CHIEF EXECUTIVE OFFICER
WORKCOVER AUTHORITY

**WORKERS' COMPENSATION (DUST DISEASES) ACT 1942 - NOTICE
(Concerning indexation of benefits)**

The WorkCover Authority of New South Wales, pursuant to section 8(3)(d) of the Workers' Compensation (Dust Diseases) Act 1942, declares, by this Notice, that each of the adjustable amounts specified in Column 1 of the following Table is, on and from **1st April 2005**, to be construed as the adjusted amount specified opposite it in Column 2 of the Table.

TABLE

Provision Specifying, or providing for, the adjustable amount	Column 1	Column 2
	Adjustable Amount	Adjustable Amount
WORKERS COMPENSATION (DUST DISEASES) ACT 1942		
s.8 (2B)(b)(i)	\$141,250.00	\$200,650.00
s.8 (2B)(b)(ii)	\$137.30	\$195.00
s.8 (2B)(b)(iii)	\$69.40	\$98.60

(Latest Index Number: 185.8)

**JON BLACKWELL
CHIEF EXECUTIVE OFFICER
WORKCOVER AUTHORITY**

Orders



New South Wales

First State Superannuation Amendment (National Office Products Ltd) Order 2005

under the

First State Superannuation Act 1992

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 7 of the *First State Superannuation Act 1992*, make the following Order.

Dated, this 16th day of March 2005.

By Her Excellency's Command,

JOHN DELLA BOSCA, M.L.C.,
Special Minister of State

Explanatory note

The object of this Order is to amend the *First State Superannuation Act 1992* to provide for certain former employees of Q Stores (a business unit of the Department of Commerce) who became employees of National Office Products Ltd on 1 February 2005 to continue to be members of the First State Superannuation Fund.

This Order is made under section 7 of the *First State Superannuation Act 1992*.

Clause 1 First State Superannuation Amendment (National Office Products Ltd)
 Order 2005

First State Superannuation Amendment (National Office Products Ltd) Order 2005

under the

First State Superannuation Act 1992

1 Name of Order

This Order is the *First State Superannuation Amendment (National Office Products Ltd) Order 2005*.

2 Commencement

This Order is taken to have commenced on 1 February 2005.

3 Amendment of First State Superannuation Act 1992

The *First State Superannuation Act 1992* is amended as set out in Schedule 1.

First State Superannuation Amendment (National Office Products Ltd)
Order 2005

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 3)

Schedule 1 Employers

Insert at the end of the Schedule:

National Office Products Ltd (limited to those persons:

- (a) who were:
 - (i) employed in the Q Stores business unit of the Department of Commerce, and
 - (ii) members of the Fund, immediately before 1 February 2005, and
- (b) who, on that date, transferred their employment to National Office Products Ltd and did not cease to be members of the Fund)



New South Wales

State Authorities Superannuation Amendment (National Office Products Ltd) Order 2005

under the

State Authorities Superannuation Act 1987

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 46 of the *State Authorities Superannuation Act 1987*, make the following Order.

Dated, this 16th day of March 2005.

By Her Excellency's Command,

JOHN DELLA BOSCA, M.L.C.,
Special Minister of State

Explanatory note

The object of this Order is to amend the *State Authorities Superannuation Act 1987* to provide for certain former employees of Q Stores (a business unit of the Department of Commerce) who became employees of National Office Products Ltd on 1 February 2005 to continue to be contributors to the State Authorities Superannuation Fund.

This Order is made under section 46 of the *State Authorities Superannuation Act 1987*.

Clause 1 State Authorities Superannuation Amendment (National Office Products Ltd) Order 2005

State Authorities Superannuation Amendment (National Office Products Ltd) Order 2005

under the

State Authorities Superannuation Act 1987

1 Name of Order

This Order is the *State Authorities Superannuation Amendment (National Office Products Ltd) Order 2005*.

2 Commencement

This Order is taken to have commenced on 1 February 2005.

3 Amendment of State Authorities Superannuation Act 1987

The *State Authorities Superannuation Act 1987* is amended as set out in Schedule 1.

State Authorities Superannuation Amendment (National Office Products Ltd) Order 2005

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 3)

Schedule 1 Employers

Insert at the end of Part 1:

National Office Products Ltd (limited to those persons:

- (a) who were:
 - (i) employed in the Q Stores business unit of the Department of Commerce, and
 - (ii) contributors to the Fund, immediately before 1 February 2005, and
- (b) who, on that date, transferred their employment to National Office Products Ltd and did not cease to be contributors to the Fund)



New South Wales

State Authorities Non-contributory Superannuation Amendment (National Office Products Ltd) Order 2005

under the

State Authorities Non-contributory Superannuation Act 1987

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 27 of the *State Authorities Non-contributory Superannuation Act 1987*, make the following Order.
Dated, this 16th day of March 2005.

By Her Excellency's Command,

JOHN DELLA BOSCA, M.L.C.,
Special Minister of State

Explanatory note

The object of this Order is to amend the *State Authorities Non-contributory Superannuation Act 1987* to provide for certain former employees of Q Stores (a business unit of the Department of Commerce) who became employees of National Office Products Ltd on 1 February 2005 to continue to be employees for the purposes of that Act.

This Order is made under section 27 of the *State Authorities Non-contributory Superannuation Act 1987*.

Clause 1 State Authorities Non-contributory Superannuation Amendment (National Office Products Ltd) Order 2005

State Authorities Non-contributory Superannuation Amendment (National Office Products Ltd) Order 2005

under the

State Authorities Non-contributory Superannuation Act 1987

1 Name of Order

This Order is the *State Authorities Non-contributory Superannuation Amendment (National Office Products Ltd) Order 2005*.

2 Commencement

This Order is taken to have commenced on 1 February 2005.

3 Amendment of State Authorities Non-contributory Superannuation Act 1987

The *State Authorities Non-contributory Superannuation Act 1987* is amended as set out in Schedule 1.

State Authorities Non-contributory Superannuation Amendment (National Office Products Ltd) Order 2005

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 3)

Schedule 1 Employers

Insert at the end of Part 1:

National Office Products Ltd (limited to those persons:

- (a) who were:
 - (i) employed in the Q Stores business unit of the Department of Commerce, and
 - (ii) employees for the purposes of this Act, immediately before 1 February 2005, and
- (b) who, on that date, transferred their employment to National Office Products Ltd and did not cease to be employees for the purposes of this Act)



New South Wales

Superannuation Amendment (National Office Products Ltd) Order 2005

under the

Superannuation Act 1916

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 92 of the *Superannuation Act 1916*, make the following Order.

Dated, this 16th day of March 2005.

By Her Excellency's Command,

JOHN DELLA BOSCA, M.L.C.,
Special Minister of State

Explanatory note

The object of this Order is to amend the *Superannuation Act 1916* to provide for certain former employees of Q Stores (a business unit of the Department of Commerce) who became employees of National Office Products Ltd on 1 February 2005 to continue to be contributors to the State Superannuation Fund.

This Order is made under section 92 of the *Superannuation Act 1916*.

Clause 1 Superannuation Amendment (National Office Products Ltd) Order 2005

Superannuation Amendment (National Office Products Ltd) Order 2005

under the

Superannuation Act 1916

1 Name of Order

This Order is the *Superannuation Amendment (National Office Products Ltd) Order 2005*.

2 Commencement

This Order is taken to have commenced on 1 February 2005.

3 Amendment of Superannuation Act 1916

The *Superannuation Act 1916* is amended as set out in Schedule 1.

Superannuation Amendment (National Office Products Ltd) Order 2005

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 3)

Schedule 3 List of employers

Insert at the end of Part 1:

National Office Products Ltd (limited to those persons:

- (a) who were:
 - (i) employed in the Q Stores business unit of the Department of Commerce, and
 - (ii) contributors to the State Superannuation Fund, immediately before 1 February 2005, and
- (b) who, on that date, transferred their employment to National Office Products Ltd and did not cease to be contributors to that Fund)

OFFICIAL NOTICES

Appointments

AUSTRALIAN JOCKEY CLUB ACT 1873

Appointment of Member
Randwick Racecourse Trust

PURSUANT to the preamble to the Australian Jockey Club Act 1873, on 9 March 2005, Her Excellency the Governor, with the advice of the Executive Council, has approved the appointment of the Honourable Paul Francis Patrick WHELAN as a Member of the Randwick Racecourse Trust until his death, resignation, ceasing to reside in New South Wales, or becoming incapable of holding office.

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

CRIMES (ADMINISTRATION OF SENTENCES) ACT 1999

Serious Offenders Review Council
Reappointment of Acting Deputy Chairperson

HER Excellency the Governor, on the advice of the Executive Council and pursuant to the provisions of the Crimes (Administration of Sentences) Act 1999, has approved the reappointment of Mr Charles Alexander VANDERVORD as Acting Deputy Chairperson of the Serious Offenders Review Council on and from 1 March 2005 up to and including 31 August 2005.

JOHN HATZISTERGOS, M.L.C.,
Minister for Justice,
Minister for Fair Trading,
Minister Assisting the Premier on Citizenship
and Minister Assisting the Minister for Commerce

INSTITUTE OF SPORT ACT 1995

Appointment of Board Members to the NSW Institute of
Sport
Department of Tourism, Sport and Recreation

It is hereby notified that:

- in pursuance of Part 3(6)(1)(2)(a)(b) of the Institute of Sport Act 1995, the persons named in the Schedule hereto be appointed by the Minister to the NSW Institute of Sport Board for a period commencing on 10 March 2005 and terminating on 9 March 2009, and
- in pursuance to Clause 6(3) to the said Act Mr Phil COLES, A.M., be appointed as Chairperson and Mr Alan JONES, A.O., as Deputy Chairperson of the NSW Institute of Sport Board.

SCHEDULE

Donna RITCHIE, Peter NEWELL, O.A.M., Bill GILLOOLY, A.M., Elizabeth DARLISON, Alan JONES, A.O., Elizabeth ELLIS, Phil COLES, A.M. and Bob ADBY.

NOXIOUS WEEDS ACT 1993

Appointment of Member
to Noxious Weeds Advisory Committee

I, Ian Macdonald MLC, NSW Minister for Primary Industries, pursuant to section 58 of the Noxious Weeds Act 1993, appoint Elwyn Swane, nominee of the Nursery and Garden Industry NSW and ACT, to the Noxious Weeds Advisory Committee for a term commencing on the date hereof and expiring on 31 December 2006.

Dated this fourth day of February 2005.

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

POULTRY MEAT INDUSTRY ACT 1986

Poultry Meat Industry Committee

Filling of vacancies in the office of members

I, IAN MACDONALD MLC, NSW Minister for Primary Industries, pursuant to section 4(3)(c) and Schedule 1(6)2 of the Poultry Meat Industry Act 1986, hereby appoint the following persons as members of the Poultry Meat Industry Committee commencing on the dates set out below and expiring on 30 April 2005:

- Brian McKelvey: 13 September 2004.
- Andrew Stevenson: 27 October 2004.
- Joe Vella: 15 September 2004.
- Chris Freney: 4 November 2004.
- Gary Ekert: 30 November 2004.

Dated this twenty first day of February 2005.

STATE SPORTS CENTRE TRUST ACT 1984

Appointment of Members to the State Sports Centre Trust
Department of Tourism, Sport and Recreation

It is hereby notified that:

- in pursuance of section 5(1) of the State Sports Centre Trust Act 1984, the persons named in the Schedule hereto be appointed to the State Sports Centre Trust for a period commencing on the date of the Governor's signature (9 March 2005), and terminating on 7 March 2009, and
- in pursuance to Clause 8(2) of Schedule 1 to the said Act, Mr Alan WHELPTON be appointed as Chairperson of the State Sports Centre Trust.

SCHEDULE

Bob ADBY, Helen BROWNEE, Liz ELLIS, Craig GALLAGHER, Lorraine LANDON, Wayne PRIOR, Ian STEPHENSON, Pam TYRE and Alan WHELPTON.

SYDNEY OLYMPIC PARK AUTHORITY ACT 2001

Appointment of Members
Sydney Olympic Park Authority Board

I, SANDRA NORI, M.P., Minister for Tourism and Sport and Recreation, and Minister for Women, have appointed the following as members of the Sydney Olympic Park Authority Board up to 31 December 2007, in pursuance of section 61 of the Sydney Olympic Park Authority Act 2001:

David RICHMOND, A.O. – Chairman (reappointment),
Gabrielle KIBBLE, A.O. (reappointment),
Penelope FIGGIS, A.M. (reappointment),
Chris CHRISTODOULOU (reappointment),
Jack COWIN (appointment),
John COATES, A.O. (appointment).

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

WOLLONGONG SPORTSGROUND ACT 1986

Appointment of Members to the Wollongong Sportsground
Trust
Department of Tourism, Sport and Recreation

It is hereby notified that:

1. in pursuance of section 5 of the Wollongong Sportsground Act 1986, the persons named in the Schedule hereto be appointed to the Wollongong Sportsground Trust for a period commencing on the date of the Governor's approval and terminating on 15 January 2009
2. in pursuance of Clause 2 of Schedule 2 to the said Act Chris CHRISTODOULOU be appointed as Chairperson of the Wollongong Sportsground Trust.

SCHEDULE

Chris CHRISTODOULOU, William BARNETSON, Vicki TIEGS, Ian HUNT, Judith HENDERSON, Kiril JONOVSKI and Janice KERSHAW.

WOLLONGONG SPORTSGROUND ACT 1986

Appointment of Members to the Wollongong Sportsground
Trust
Department of Tourism, Sport and Recreation

IT is hereby notified that:

1. in pursuance of section 5 of the Wollongong Sportsground Act 1986, the persons named in the Schedule hereto be appointed to the Wollongong Sportsground Trust for a period commencing on 16 January 2005 and terminating on the date of the Governor's approval and
2. in pursuance of Clause 2 of Schedule 2 to the said Act Chris CHRISTODOULOU be appointed as Chairperson of the Wollongong Sportsground Trust.

SCHEDULE

Chris CHRISTODOULOU, William BARNETSON, Vicki TIEGS, Ian HUNT, Judith HENDERSON, Kiril JONOVSKI and Janice KERSHAW.

Department of Infrastructure, Planning and Natural Resources

Infrastructure and Planning



New South Wales

Greater Taree Local Environmental Plan 1995 (Amendment No 54)

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*. (G01/00199/PC; 0001/2003R)

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

Clause 1 Greater Taree Local Environmental Plan 1995 (Amendment No 54)

Greater Taree Local Environmental Plan 1995 (Amendment No 54)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Greater Taree Local Environmental Plan 1995 (Amendment No 54)*.

2 Aims of plan

This plan aims:

- (a) to rezone the land to which this plan applies for residential development in accordance with the *Old Bar Wallabi Point Development Strategy* and to define the extent of the coastal wetland and wetland buffer areas, and
- (b) to allow, with the consent of the Greater Taree City Council, the carrying out of development on part of the land for the purpose of a dwelling.

3 Land to which plan applies

This plan applies to Lot 111 DP 815853, Lot 9 DP 703118 and Lot 62 DP 736800, Banyula Drive, Old Bar, as shown edged heavy black on the map marked "Greater Taree Local Environmental Plan 1995 (Amendment No 54)" deposited in the office of the Greater Taree City Council.

4 Amendment of Greater Taree Local Environmental Plan 1995

Greater Taree Local Environmental Plan 1995 is amended as set out in Schedule 1.

Greater Taree Local Environmental Plan 1995 (Amendment No 54)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 4 Definitions

Insert in appropriate order in the definition of *the map* in clause 4 (1):

Greater Taree Local Environmental Plan 1995 (Amendment No 54)

[2] Schedule 5 Development for certain additional purposes

Insert at the end of the Schedule in Columns 1 and 2, respectively:

So much of Lot 111 DP 815853, Development for the purpose of a dwelling.
Banyula Drive, Old Bar within the
northwestern triangular corner of
the lot, as is shown edged heavy
black and lettered "7 (a)" on the
map marked "Greater Taree Local
Environmental Plan 1995
(Amendment No 54)"



Hornsby Shire Local Environmental Plan 1994 (Amendment No 88)

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (S04/00894/S69)

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

Clause 1 Hornsby Shire Local Environmental Plan 1994 (Amendment No 88)

Hornsby Shire Local Environmental Plan 1994 (Amendment No 88)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Hornsby Shire Local Environmental Plan 1994 (Amendment No 88)*.

2 Aims of plan

This plan aims:

- (a) to rezone the land to which this plan applies to the Business F (Town Centre) Zone under *Hornsby Shire Local Environmental Plan 1994*, and
- (b) to provide for a community facility, and
- (c) to set floorspace ratios for the community facility and any residential component of the proposed development of the land, and
- (d) to identify matters to be considered by Hornsby Shire Council in respect of the proposed development.

3 Land to which plan applies

This plan applies to land known as 94–106 George Street, Hornsby, as shown edged heavy black on the map marked “Hornsby Shire Local Environmental Plan 1994 (Amendment No 88)” deposited in the office of Hornsby Shire Council.

4 Amendment of Hornsby Shire Local Environmental Plan 1994

Hornsby Shire Local Environmental Plan 1994 is amended as set out in Schedule 1.

Hornsby Shire Local Environmental Plan 1994 (Amendment No 88)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 23 Dictionary

Insert in appropriate order in the definition of *the map* in clause 23 (1):

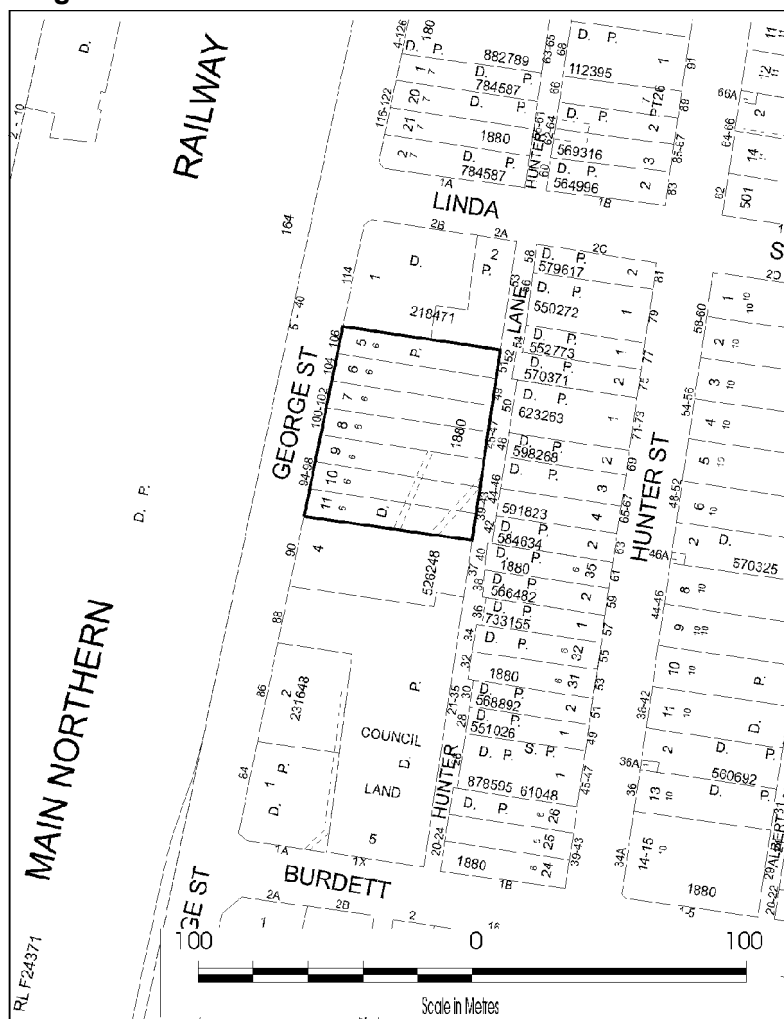
Hornsby Shire Local Environmental Plan 1994 (Amendment
No 88)

Hornsby Shire Local Environmental Plan 1994 (Amendment No 88)

Schedule 1 Amendments

[2] Schedule B

Insert after Diagram 19:
Diagram 20



HORNSBY TOWN CENTRE

Land described in diagram 20

- 1 The Council may consent to development not exceeding a maximum RL of 215.830 in respect of the land shown edged heavy black on Diagram 20, but only if:

Hornsby Shire Local Environmental Plan 1994 (Amendment No 88)

Amendments

Schedule 1

-
- (a) a community facility is provided and its floorspace ratio is not less than 1:1, and
 - (b) any residential component of the development does not exceed a floorspace ratio of 3:1.
- 2 In considering consent to such development, the Council must have regard to the following matters:
- (a) setbacks,
 - (b) landscaped open space,
 - (c) building design,
 - (d) streetscape,
 - (e) impact on adjoining development,
 - (f) stormwater management,
 - (g) vehicular access and egress,
 - (h) traffic management,
 - (i) car parking,
 - (j) future road widening.



Snowy River Local Environmental Plan 1997 (Amendment No 6)

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*. (Q00/00074/PC)

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

Clause 1 Snowy River Local Environmental Plan 1997 (Amendment No 6)

Snowy River Local Environmental Plan 1997 (Amendment No 6)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Snowy River Local Environmental Plan 1997 (Amendment No 6)*.

2 Aims of plan

This plan aims:

- (a) to cater for the rational expansion of East Jindabyne in accordance with the *Snowy River Settlement Strategy*, and
- (b) to allow, with the consent of Snowy River Shire Council, the subdivision of the land to which this plan applies and the erection of detached dwellings on some of the allotments so created.

3 Land to which plan applies

This plan applies to land within the local government area of Snowy River, being Lot 17, DP 236151, Rushes Bay Avenue and The Old Kosciuszko Road, East Jindabyne.

4 Amendment of Snowy River Local Environmental Plan 1997

Snowy River Local Environmental Plan 1997 is amended as set out in Schedule 1.

Snowy River Local Environmental Plan 1997 (Amendment No 6)

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 4)

Schedule 3 Additional uses

Insert at the end of the Schedule:

Lot 17, DP 236151, Ruses Bay Avenue and The Old Kosciuszko Road, East Jindabyne—subdivision of the land for residential purposes and the erection of not more than 20 detached dwellings on the land, subject to the Council being satisfied that the subdivision and the erection of any dwellings on the lots so created are designed:

- (a) to minimise the impact of the development on Aboriginal archaeological heritage, and
- (b) to minimise the visual impact of the development as viewed from nearby residences and Lake Jindabyne, and
- (c) to minimise stormwater run-off, and
- (d) to minimise the risk to residents from bushfire.



New South Wales

Tenterfield Local Environmental Plan 1996 (Amendment No 3)

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (S03/03508/PC)

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

Clause 1 Tenterfield Local Environmental Plan 1996 (Amendment No 3)

Tenterfield Local Environmental Plan 1996 (Amendment No 3)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Tenterfield Local Environmental Plan 1996 (Amendment No 3)*.

2 Aims of plan

This plan aims:

- (a) to rezone the land to which this plan applies from Zone No 1 (a) (General Rural) to Zone No 2 (v) (Village or Urban) under *Tenterfield Local Environmental Plan 1996* to allow for development compatible with the Village or Urban Zone, and
- (b) to allow, with the consent of Tenterfield Shire Council, the subdivision of the land into not more than 90 lots, and
- (c) to require the Council to take into account certain matters in considering whether to grant consent, having regard to any significant adverse effect on the Tenterfield Water Supply Dam.

3 Land to which plan applies

This plan applies to land in the local government area of Tenterfield, being Lot 1, DP 858198, fronting the New England Highway south of Tenterfield, and known as Saddler's Estate, as shown edged heavy black and lettered "2 (v)" on the map marked "Tenterfield Local Environmental Plan 1996 (Amendment No 3)" deposited in the office of Tenterfield Shire Council.

4 Amendment of Tenterfield Local Environmental Plan 1996

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

Tenterfield Local Environmental Plan 1996 (Amendment No 3)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 5 Definitions

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

Tenterfield Local Environmental Plan 1996 (Amendment No 3)

[2] Clause 15A

Insert after clause 15:

15A Subdivision of land in Zone No 2 (v) at Saddler's Estate

- (1) This clause applies to Lot 1, DP 858198, fronting the New England Highway south of Tenterfield, and known as Saddler's Estate, as shown edged heavy black and lettered "2 (v)" on the map marked "Tenterfield Local Environmental Plan 1996 (Amendment No 3)".
- (2) A person may, with the consent of the Council, subdivide the land to which this clause applies into not more than 90 lots, but only if the Council is satisfied that each of those lots will have access to a reticulated sewerage scheme.
- (3) In considering whether to grant consent to development of the land, the Council must take into account whether the proposed development is likely to have a significant adverse effect on:
 - (a) the Tenterfield Water Supply Dam, and
 - (b) flooding or the flow of water downstream of the Tenterfield Water Supply Dam.

Natural Resources

WATER ACT 1912

AN application under Part 8 of the Water Act 1912, being within a proclaimed (declared) local area under section 5(4) of the Act.

An application for approval under section 167(1) of Part 8 of the Water Act 1912, for works have been received as follows:

Murray River Valley

Gary John JEANS, Leanne Dawn JEANS, Norman John Alister JEANS and Valda June JEANS for a levee on the Murray River on Lots 3 and 6, DP 270228, Parish of Yellymong, County of Wakool, for the prevention of inundation of land by floodwaters (existing works) (Reference: 50CW805692) (GA2:484852).

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

Written objections to the application specifying the grounds thereof may be made by any statutory authority or a local occupier within the proclaimed local area whose interests may be affected and must be lodged at the Department's Office at Deniliquin by no later than 15 April 2005.

P. NANKIVELL,
Floodplain Manager,
Murray Region

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

WATER ACT 1912

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

An application for an authority under section 20 of Part 2 of the Water Act 1912, has been received as follows:

Lachlan River Valley

Alison Beryl ROSS, Wendy Margot HANBURY and OTHERS, for 2 pumps on the Lachlan River, on 20//756788, Parish of Simson, County of Waradgery, for water supply for stock purposes and irrigation of 486 hectares (summer and winter pastures) (amended authority – combining existing entitlements and existing works – no additional entitlement or pumping capacity) (in lieu of advertising in *Riverine Grazier* on 1 August 2003 and *Government Gazette* on 8 August 2003) (Reference: 70SA0099598) (GA2:466362).

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

VIV RUSSELL,
Manager,
Resource Access

Department of Land and Water Conservation,
Central Western Region,
PO Box 136, Forbes NSW 2871.
Telephone: (02) 6852 1222.

WATER ACT 1912

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

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

Macquarie River Valley

Raymond ALLCHURCH and Marygrace ALLCHURCH for a pump on the Coleman's Creek, easement within Lot 65, DP 872070, Parish of Mulyan, County of Wellington, for water supply for domestic purposes (new licence) (Reference: 80SL96210).

Castlereagh River Valley

David John BURRELL and Cheryl Anne BURRELL for a pump on the Castlereagh River, Lot 111, DP 753382, Parish of Eringinerin, County of Gowen, for irrigation of 40 hectares (lucerne and corn) (part replacement of existing entitlement) (Reference: 80SL96211). GA2:306720.

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

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

FRED HUNDY,
Water Access Manager,
Macquarie

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

WATER ACT 1912

Notice Under Section 22B – Pumping Suspensions

Richmond River above The Risk, Long, Terrace, Findon,
Roseberry, Collins, Fawcetts and Sawpit Creeks
and their Tributaries

THE Department of Infrastructure, Planning and Natural Resources pursuant to section 22B of the Water Act 1912, is satisfied that the quantity of water available in Richmond River above The Risk, Long, Terrace, Findon, Roseberry, Collins, Fawcetts and Sawpit Creeks and their tributaries is insufficient to meet all requirements and hereby gives notice to all holders of permits, authorities and licences under Part 2 of the Act that from Saturday, 12 March 2005 and until further notice, the right to pump water is suspended.

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

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

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

One penalty unit = \$110.00.

Dated this 12th day of March 2005.

GA2:476193.

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

WATER ACT 1912

AN application for an amended Joint Water Supply Authority under section 20E(1) of the Water Act 1912, as amended, has been received from:

KATHLEEN DRIVE PTY LIMITED for a pump on an unnamed watercourse, Lot 1355, DP 819010, Parish Corindi, County Fitzroy, for irrigation of 207.1 hectares (replacement joint water supply authority – inclusion of additional lands – no increase in authorised area or allocation) (Reference: 6322121) (GA2:476194).

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

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

G. LOLLBACK,
Resource Access Manager

Department of Infrastructure, Planning and
Natural Resources,
Locked Bag 10, Grafton NSW 2460.

WATER ACT 1912

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

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

Murrumbidgee Valley

Allen SEPHTON and Roslyn SEPHTON for a diversion pipe in Oaky Creek, Lot 2, DP 872542, Parish of Wagara, County of Buccleuch, for supply of water for domestic and stock purposes to Lot 10, DP 864631, Parish of Wagara, County of Buccleuch (new licence) (Reference: 40SL71046).

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

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

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

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

WATER ACT 1912

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

John Edward SCOTT and Helen Grace SCOTT for a pump on the Towamba River on part road adjacent to Lot 1/1/758197, Parish of Burragate, County of Auckland, for water supply for stock and domestic purposes to the occupiers

of Lot 3/1/758197, Lot 1/12/758197 and Lots 1-4/13/758197 (high flow access only) (not subject to the 2003 Towamba River embargo) (new licence) (Reference:10SL56628) (GA2:509170).

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

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

Department of Infrastructure, Planning and
Natural Resources,
PO Box 309, Nowra NSW 2541,
telephone: 4428 6919.

WATER ACT 1912

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

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

Namoi River Valley

Raymond Carl CHRISTIE and OTHERS for an existing diversion channel and two (2) existing pumps on Millie Creek on Lot 98, DP 753957, Parish of Thalaba, County of Jamison, to amalgamate existing licences – 90SL100621 (2,803 megalitres of which 1,021 megalitres only are available for extraction from Millie Creek) on "Ellimatta" with 90SL044966 (648 megalitres) from "Lower Water" and 90SL045057 (648 megalitres) from "Milton Park", all existing Millie Creek entitlements. This application seeks to authorise 2,317 megalitres for stock and domestic purposes and irrigation (LO Papers: 90SL100837) (GA2:472201).

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.

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

GRANTING OF A WESTERN LANDS LEASE

IT is hereby notified that under the provisions of section 28A of the Western Lands Act 1901, the Western Lands 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

*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
14428	Leo Patrick SPRING	42	1057617	42/1057617	2419	8.3.2005	7.3.2025
14425	Helgo HELMS	30	1057617	30/1057617	2487	8.3.2005	7.3.2025
14457	Stewart TRANTER-BROWN	98	1066289	98/1066289	2588	7.3.2005	6.3.2025
14415	Harald KRAUS	116	1057617	116/1057617	2437	8.3.2005	7.3.2025
14455	LIGHTNING RIDGE DRILLING PTY LTD	97	1066289	97/1066289	2492	8.3.2005	7.3.2005
14401	Lorna PEDEN	4	1057617	4/1057617	2057	14.3.2005	13.3.2025
14469	Richard PIKE, David PIKE, Frances PIKE, Alan PIKE, Leone PIKE, Phillipa PIKE and Diana SHANKS	109	1057617	109/1057617	1886	14.3.2005	13.3.2025

ALTERATION OF PURPOSE OF A WESTERN LANDS LEASE

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

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

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

The purpose of Western Lands Lease 10630, being the land contained within Folio Identifier 3/32/759074 has been altered from "Domestic Garden" to "Business (Tyre Retail)" effective from 14 March 2005.

As a consequence of the alteration of purpose rent will be assessed annually in line with the Western Lands Act 1901 and Regulations.

The conditions previously annexed to Western Lands Lease 10630 have been revoked and the following conditions have been annexed thereto.

CONDITIONS AND RESERVATIONS ATTACHED TO
 WESTERN LANDS LEASE 10630

- (1) In the conditions annexed to the lease, the expression "the Minister" means the Minister administering the Western Lands Act 1901, and any power, authority, duty or function conferred or imposed upon the Minister by or under those conditions may be exercised or performed either by the Minister or by such officers of the Department of Infrastructure, Planning and Natural Resources as the Minister may from time to time approve.
- (2) In these conditions and reservations the expression "the Commissioner" means the Commissioner charged with the administration of the Western Lands Act 1901 ("the Act") in accordance with section 4(2) of the Act.
- (3) (a) For the purposes of this clause the term Lessor shall include Her Majesty the Queen Her Heirs and

- Successors the Minister and the agents servants employees and contractors of the Lessor Her Majesty Her Majesty's Heirs and Successors and the Minister.
- (b) The lessee agrees to occupy use and keep the Premises at the risk of the lessee and hereby releases to the full extent permitted by law the Lessor from all claims and demands of every kind resulting from any accident damage or injury occurring therein and the lessee EXPRESSLY AGREES that the Lessor shall have no responsibility or liability for any loss of or damage to fixtures and/or the personal property of the lessee.
- (c) The lessee expressly agrees that the obligations of the lessee under this clause shall continue after the expiration or other determination of this Lease in respect of any act deed matter or thing occurring before such expiration or determination.
- (4) The lessee will (without in any way limiting the liability of the lessee under any other provision of this lease) forthwith take out and thereafter during the Term keep current a public risk insurance policy for \$10,000,000 for any one claim (or such other reasonable amount as the Minister may from time to time specify in writing to the lessee) whereby the Minister shall during the continuance of this lease be indemnified against all actions suits claims demands proceedings losses damages compensations costs charges and expenses mentioned or referred to in this lease to which the Minister shall or may be liable.
- (5) The rent of the lease shall be as determined by the local land board for each period of 5 years of the term of the lease, except where a rent is bid at auction or tendered under Section 19C(5) of the Western Lands Act 1901.
- (6) The rent shall be due and payable annually in advance on 1 July in each year.
- (7) (a) "GST" means any tax on goods and/or services, including any value-added tax, broad-based consumption tax or other similar tax introduced in Australia.
 "GST law" includes any Act, order, ruling or regulation, which imposes or otherwise deals with the administration or imposition of a GST in Australia.
- (b) Notwithstanding any other provision of this Agreement:
- (i) If a GST applies to any supply made by either party under or in connection with this Agreement, the consideration provided or to be provided for that supply will be increased by an amount equal to the GST liability properly incurred by the party making the supply.
- (ii) If the imposition of a GST or any subsequent change in the GST law is accompanied by or undertaken in connection with the abolition of or reduction in any existing taxes, duties or statutory charges (in this clause "taxes"), the consideration payable by the recipient of the supply made under this Agreement will be reduced by the actual costs of the party making the supply that are reduced directly or indirectly as a consequence of the abolition of or reduction in taxes.
- (8) The lessee shall pay all rates and taxes assessed on or in respect of the land leased during the currency of the lease.
- (9) The lessee shall hold and use the land leased bona fide for the lessee's own exclusive benefit and shall not transfer, convey or assign the land or any portion thereof without having first obtained the written consent of the Minister.
- (10) The lessee shall not enter into a sublease of the land leased unless the sublease specifies the purpose for which the land may be used under the sublease, and it is a purpose which is consistent with the purpose for which the land may be used under this lease.
- (11) If the lessee enters into a sublease of the land leased, the lessee must notify the Commissioner of the granting of the sublease within 28 days after it is granted.
- (12) The land leased shall be used only for the purpose of "Business (Tyre Retail)".
- (13) The lessee shall maintain and keep in reasonable repair all improvements on the land leased during the currency of the lease and shall permit the Minister or the Commissioner or any person authorised by the Minister or the Commissioner at all times to enter upon and examine the whole or any part of the land leased and the buildings or other improvements thereon.
- (14) All minerals within the meaning of the Mining Act 1992, and all other metals, gemstones and semiprecious stones, which may be in, under or upon the land leased are reserved to the Crown and the lessee shall permit any person duly authorised in that behalf to enter upon the land leased and search, work, win and remove all or any minerals, metals, gemstones and semiprecious stones in, under or upon the land leased.
- (15) Mining operations may be carried on, upon and in the lands below the land leased and upon and in the lands adjoining the land leased and the lands below those lands and metals and minerals may be removed therefrom and the Crown and any lessee or lessees under any Mining Act or Acts shall not be subject to any proceedings by way of injunction or otherwise in respect of or be liable for any damage occasioned by the letting down, subsidence or lateral movement of the land leased or any part thereof or otherwise by reason of the following acts and matters, that is to say, by reason of the Crown or any person on behalf of the Crown or any lessee or lessees, having worked now or hereafter working any mines or having carried on or now or hereafter carrying on mining operations or having searched for, worked, won or removed or now or hereafter searching for, working, winning or removing any metals or minerals under, in or from the lands lying beneath the land leased or any part thereof, or on, in, under or from any other lands situated laterally to the land leased or any part thereof or the lands lying beneath those lands, and whether on or below the surface of those other lands and by reason of those acts and matters or in the course thereof the Crown reserves the liberty and authority for the Crown, any person on behalf of the Crown and any lessee or lessees from time to time to let down without payment of any compensation any part of the land leased or of the surface thereof.

- (16) The lessee shall comply with the provisions of the Local Government Act 1993, and of the ordinances made thereunder.
- (17) The lessee shall effectively prevent any interference with the amenity of the locality by reason of the emission from the land leased of noise, vibration, smell, fumes, smoke, vapour, steam, soot ash, dust, waste water, waste products, grit or oil or otherwise, and when directed by the Commissioner shall abate that interference forthwith.
- (18) The lessee shall, within 12 months from the date of commencement of the lease or such further period as the Minister may allow, erect a building on the land in accordance with plans and specifications approved by the Council of the local government area.
- (19) The lessee shall not erect or permit any person to erect any buildings or extend any existing buildings on the land leased except in accordance with plans and specifications approved by the Council of the local Government area.
- (20) The lessee shall ensure that the land leased is kept in a neat and tidy condition to the satisfaction of the Commissioner and not permit refuse to accumulate on the land.
- (21) Upon termination or forfeiture of the lease the Commissioner may direct that the former lessee shall remove any structure or material from the land at his own cost and without compensation. Where such a direction has been given the former lessee shall leave the land in a clean and tidy condition free from rubbish and debris.
- (22) Where the Crown has paid a contribution under section 217-219 of the Roads Act 1993 in respect of the land leased, the lessee shall pay to the Crown the amount of that contribution within 3 months of being called upon to do so.
- (23) The lessee shall pay to the Crown the proportional part of the costs of road construction as notified by the Department of Land and Water Conservation within 3 months of the date of gazettal of the granting.
- (24) The lessee shall, within 1 year from the date of commencement of the lease or such further period as the Commissioner may allow, enclose the land leased, either separately or conjointly with other lands held in the same interest, with a suitable fence to the satisfaction of the Commissioner.
- (25) The lessee shall comply with the provisions of the Protection of the Environment Operations Act 1997.

GRANTING OF A WESTERN LANDS LEASE

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

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

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

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

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

*Administrative District and Shire – Wentworth;
Parish – Cliffs; County – Wentworth.*

Western lands Lease 14483 was granted to Barry Stuart MILLS and Heather Dawn MILLS, comprising Lot 45, DP 756936 (Folio Identifier 45/756936) of 3.723 hectares at Trentham Cliffs, for the purpose of “Mixed Farming” for a term in perpetuity commencing 14 July 2004.

Papers: WLL 14483.

CONDITIONS AND RESERVATIONS ATTACHED TO WESTERN LANDS LEASE 14483

- (1) In the conditions annexed to the lease, the expression “the Minister” means the Minister administering the Western Lands Act 1901, and any power, authority, duty or function conferred or imposed upon the Minister by or under those conditions may be exercised or performed either by the Minister or by such officers of the Department of Infrastructure, Planning and Natural Resources as the Minister may from time to time approve.
- (2) In these conditions and reservations the expression “the Commissioner” means the Commissioner charged with the administration of the Western Lands Act 1901 (“the Act”) in accordance with section 4(2) of the Act.
- (3) (a) For the purposes of this clause the term Lessor shall include Her Majesty the Queen Her Heirs and Successors the Minister and the agents servants employees and contractors of the Lessor Her Majesty Her Majesty’s Heirs and Successors and the Minister.
(b) The lessee covenants with the Lessor to indemnify and keep indemnified the Lessor from and against all claims for injury loss or damage suffered by any person or body using or being in or upon the Premises or any adjoining land or premises of the Lessor arising out of the Holder’s use of the Premises and against all liabilities for costs charges and expenses incurred by the Lessor in respect of the claim of any such person or body except to the extent that any such claims and demands arise wholly from any negligence or wilful act or omission on the part of the Lessor.
(c) The indemnity contained in this clause applies notwithstanding that this Lease authorised or required the lessee to undertake or perform the activity giving rise to any claim for injury loss or damage.
(d) The lessee expressly agrees that the obligations of the Holder under this clause shall continue after the expiration or sooner determination of this Lease in respect of any act deed matter or thing occurring before such expiration or determination.
- (4) The rent of the lease shall be assessed in accordance with Part 6 of the Western Lands Act 1901.
- (5) The rent shall be due and payable annually in advance on 1 July in each year.

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

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

such animals and weeds as may, under any Act, from time to time be declared (by declaration covering the land leased) noxious in the Gazette and shall keep the land free of such vermin and noxious animals and weeds during the currency of the lease to the satisfaction of the Commissioner.

- (37) The lessee shall not remove or permit any person to remove gravel, stone, clay, shells or other material for the purpose of sale from the land leased unless the lessee or the person is the holder of a quarry license under regulations made under the Crown Lands Act 1989 or, in respect of land in a State forest, unless the lessee or the person is the holder of a forest materials licence under the Forestry Act 1916, and has obtained the special authority of the Minister to operate on the land, but the lessee may, with the approval of the Commissioner, take from the land such gravel, stone, clay, shells or other material for building and other purposes upon the land as may be required by the lessee.
- (38) The lessee shall comply with the provisions of the Protection of the Environment Operations Act 1997 particularly in relation to disposal of tailwaters or waters which may be contaminated with fertiliser, herbicide or pesticide or similar chemicals.
- (39) The lessee shall ensure that cultivation and associated activities do not interfere with any road formation within the allowable area.
- (40) Incised drainage lines, other than man made structures, which carry water after storms shall be left uncultivated in the channels and for a distance of 20 metres on either side of the banks of the channels except when the Western Lands Commissioner specifies otherwise.
- (41) The lessee shall undertake any fuel management and/or provision of fire trail access in accordance with fire mitigation measures to the satisfaction of the local bushfire authority.
- (42) Aboriginal Sites are protected under the National Parks and Wildlife Act 1974, and are extremely vulnerable to many kinds of agricultural development.
- Should any Aboriginal archaeological relics or sites be uncovered during the proposed works, work is to cease immediately. The lessee must consider the requirements of the National Parks and Wildlife Act 1974 with regard to Aboriginal relics. Under Section 90 it is an offence to damage or destroy relics without prior consent of the Director-General of the National Parks and Wildlife Service (NPWS). If a site is discovered the lessee should contact the Manager, Cultural Heritage Unit, National Parks and Wildlife Services on Phone (02) 6883 5324 OR AT 58-62 Wingewarra St, Dubbo.
- (43) The lessee shall establish windbreaks at his/her own expense, as may be ordered by the Western Lands Commissioner to provide adequate protection of the soil.
- (44) The lessee shall ensure that stubble and other crop residue is retained on the soil surface and shall not be burnt, except with the approval of the Western Lands Commissioner or his delegate. Where such approval is granted and stubble burning is carried out with the approval as per requirements of the NSW Rural Fire Services.
- (45) If the Western Lands Commissioner forms a view that land uses or land use practices are leading to a natural resource decline or social nuisance then the Commissioner may direct the lessee to rectify that decline at the lessee's expense.
- (46) In the event of altered circumstances or natural resource decline the Western Lands Commissioner may direct the cessation or alteration of any land uses or land use practices in use at any time and may also direct the rehabilitation of the land to native or other rainfed vegetative cover.
- (47) Irrigation water is not to be permanently transferred from the lease without the prior permission of the Western Lands Commissioner.
- (48) Disposal of tailwater into creeks and rivers is controlled by the Environment Protection Authority under the Clean Waters Act. Before disposing of any tailwater or water which may be contaminated with fertiliser, herbicide or pesticide the Environment Protection Authority must be contacted.

GOULBURN OFFICE
159 Auburn Street (PO Box 748), Goulburn NSW 2580
Phone: (02) 4828 6725 Fax: (02) 4828 6730

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
Diana Mary IZZARD (new member).	Gundillion Recreation Reserve Trust.	Reserve No.: 46380. Public Purpose: Public recreation. Notified: 8 March 1911. File No.: GB79 R 48.

Term of Office

For a term commencing the date of this notice and expiring 18 December 2008.

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

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

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

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

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Peter Edward BAUMANN.	Camp Wollumbin Reserve Trust.	Reserve No.: 83495. Public Purpose: Public recreation. Notified: 6 October 1961. Reserve No.: 89580. Public Purpose: Boy Scouts. Notified: 5 September 1975. File No.: GF93 R 42.

For a term commencing the date of this notice and expiring 17 August 2005.

GRIFFITH OFFICE
2nd Floor, Griffith City Plaza,
120–130 Banna Avenue (PO Box 1030), Griffith NSW 2680
Phone: (02) 6962 7522 Fax: (02) 6962 5670

**REVOCATION OF RESERVATION OF CROWN
 LAND**

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

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

SCHEDULE

COLUMN 1

Land District: Lake Cargelligo.
 Local Government Area:
 Bland Shire Council.
 Locality: Anona.
 Reserve No.: 96965.
 Public Purpose: Access.
 Notified: 23 September 1983.
 File No.: GH89 H 1908/1.

COLUMN 2

The whole being Lot 21,
 DP No. 46479, Parish Narriah,
 County Dowling; Lot 56,
 DP No. 46478, Parish Clowery,
 County Dowling, of an area of
 18.729 hectares.

Note: Lot 21 in DP 46479 and Lot 56 in DP 46478 is to be sold by Private Treaty Sale to the adjoining holder.

MAITLAND OFFICE
Cnr Newcastle Road & Banks Street (PO Box 6), East Maitland NSW 2323
Phone: (02) 4934 2280 Fax: (02) 4934 2252

ROADS ACT 1993

ORDER

Transfer of a Crown Road to a Council

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

TONY KELLY, M.L.C.,
 Minister Assisting the Minister for
 Natural Resources (Lands)

SCHEDULE 1

Parish – Clanricard; County – Brisbane;
Land District – Muswellbrook;
Local Government Area – Muswellbrook Shire.

That part of the Crown public road at Bengalla, being Lots 14 and 17, DP 1072668.

SCHEDULE 2

Roads Authority: Muswellbrook Shire Council.

File No.: MD03 H 193.

Council's Reference: 580/32.

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

**PLAN OF MANAGEMENT FOR CROWN RESERVES
 AT ALLAMBIE HEIGHTS, FRENCHS FOREST
 AND TERREY HILLS, UNDER PART 5 DIVISION
 6 OF THE CROWN LANDS ACT 1989 AND
 CROWN LANDS REGULATION 2000.**

A draft plan of management has been prepared for the Crown Reserves at Allambie Heights, Frenchs Forest and Terrey Hills, described hereunder, which are under the trust management of Warringah Council.

Inspection of the draft plan can be made at Council's Customer Service Centre, 725 Pittwater Road, Dee Why, Council libraries at Dee Why, Forestville, Warringah Mall, Terrey Hills and Belrose and can be viewed on Council's Website:

<<http://www.warringah.nsw.gov.au/gcu.htm>>

Representations are invited from the public on the draft plan. The Plan will be on exhibition from Monday 21 March 2005 for a period of 28 days. Submissions will be received up to 18 April 2005 and should be sent to The General Manager, Warringah Council, 725 Pittwater Road, Dee Why NSW 2099.

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

DESCRIPTION OF RESERVES

*Land District – Metropolitan;
 LGA – Warringah;
 Parish – Manly Cove;
 County – Cumberland*

Crown reserve: North Manly Public Recreation (R83221) Reserve gazetted for Public Recreation on 9 June 1961, comprising Lot 14 Section 10 DP 758787, being about 607 square metres.

Location: Bounded by Allambie Road and Monserra Rd, Allambie Heights.

File No: MN05R11.

*Land District: Metropolitan;
 LGA – Warringah
 Parish – Manly Cove;
 County – Cumberland*

Crown reserve: R90307 gazetted on 21 September 1973 for Access, comprising Lot 7064 DP 752038, being about 8140 square metres.

Location: Yanco Close, Frenchs Forest.

File No: MN05R12.

*Land District – Metropolitan;
 LGA – Warringah;
 Parish – Broken Bay;
 County – Cumberland*

Crown reserve: The Frank Beckman (R87764) Reserve gazetted for Public Recreation and Community Centre on 15 May 1970 and 6 July 1973, comprising Portions 420 and 430 DP 752017, being about 1.0 ha.

Location: Bounded by Booralie Road and Yulong Avenue, Terry Hills.

File No: MN93R27.

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 Hastings 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 18 March 2005 to 29 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 1.6 hectares of Crown Land located in the Camden Haven River estuary and adjoining foreshore areas within Parish of Camden Haven and Town of Laurieton, County of Macquarie.

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.

ERRATUM

THE notice appearing in *Government Gazette* No. 28 on the 25 February 2005, Folio 536, is amended by the addition of text "Lot 2 is subject to Easement for Electricity Transmission Lines & Underground Cables 30 Wide" as an addendum to the 'Note':.

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

APPOINTMENT OF TRUST BOARD MEMBERS

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

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

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Robert Phillip AIKEN, Terry Francis CLEAR, Jeffrey NICHOLLS of Elands, John Clarence SIMEON.	Little Plain Recreation and Public Hall Reserve Trust.	Reserve No.: 63643. Public Purpose: Public recreation, showground and public hall. Notified: 18 November 1932. File No.: TE80 R 206/2.

Term of Office

For a term commencing this day and expiring 20 November 2008.

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

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

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

—————
Descriptions

*Parish – Billabong; County – Clarendon;
Land District – Cootamundra; Shire – Junee.*

Road Closed: Lot 1, DP 1079525 at Illabo.

File No.: WA04 H 86.

Note: On closing, the land within Lot 1, DP 1079525 remains vested in the State of New South Wales as Crown Land.

—————
*Parish – Bulalgee; County – Wynyard;
Land District – Tumbarumba; Shire – Greater Hume;*

Road Closed: Lot 1, DP 1079467 at Carabost.

File No.: WA03 H 71.

Note: On closing, the land within Lot 1, DP 1079467 remains vested in the State of New South Wales as Crown Land.

Roads and Traffic Authority

ROADS ACT 1993

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

JERILDERIE SHIRE 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.

CRAIG MOFFITT,
General Manager,
Jerilderie Shire Council
(by delegation from the Minister for Roads)

SCHEDULE

1. Citation

This Notice may be cited as the Jerilderie Shire Council (B-Doubles) Repeal Notice No. 1/2005.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Amendment

The Jerilderie Shire Council B-Doubles Notice No. 1/1999 is amended by omitting the following from that Notice:

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25	596	Morundah Rd	MR321	Jerilderie Shire Boundary	

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

Notice of Compulsory Acquisition of Land at Kingsgrove
in the Canterbury City Council area

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

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

—————
SCHEDULE

ALL those pieces or parcels of land situated in the Canterbury City Council area, Parish of St George and County of Cumberland, shown as Lots 35 and 49 Deposited Plan 1069225, being parts of the land remaining in Conveyance Number 592 Book 1907, excluding any existing easements from the compulsory acquisition of the said Lots 35 and 49.

The land is said to be in the possession of Henry Arthur Jones.

(RTA Papers FPP 4M4669; RO F5/78.12166)

ROADS ACT 1993

Notice of Dedication of Land as Public Road at Corowa in
the Corowa Shire Council area

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

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

—————
SCHEDULE

ALL those pieces or parcels of land situated in the Corowa Shire Council area, Parish of Corowa and County of Hume, shown as Lots 32 and 33 Deposited Plan 1037069.

(RTA Papers: FPP M4917; RO 104.1500)

Other Notices

ANTI-DISCRIMINATION ACT 1977

Exemption Order

UNDER the provisions of section 126 of the Anti-Discrimination Act 1977, and on the recommendation of the Anti-Discrimination Board, an exemption is given from the provisions of sections 8 and 51 of the Anti-Discrimination Act 1977 to the University of Western Sydney, Aboriginal Education Centre, to designate and recruit Aboriginal and Torres Strait Islander persons for the positions of Recruitment and Community Liaison Officer and Student Liaison Officer.

This exemption will remain in force for a period of ten years from the date given.

Dated this 24th day of February 2003.

BOB DEBUS,
Attorney General

APPRENTICESHIP AND TRAINEESHIP TRAINING ACT 2001

Notice of Making of a Vocational Training Order

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

Citation

The Order is cited as the Local Government Order.

Order

A summary of the Order is given below.

(a) Term of training

(i) Full-time only

Training shall be given, via direct entry only, for a nominal term of:

Qualification	Nominal Term
Certificate II	12 months
Certificate III	24 months
Certificate IV	24 months

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

(ii) Part-time

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

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

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

(b) Competency outcomes

Trainees will be trained in and achieve competence in the units of competency specified in the Local Government Training Package.

(c) Courses of study to be undertaken

Trainees will undertake the following courses of study:

Certificate II in Local Government LGA20104

Certificate II in Local Government (Operational Works) LGA20204

Certificate III in Local Government LGA30104

Certificate III in Local Government (Health and Environment) LGA30204

Certificate III in Local Government (Operational Works) LGA30304

Certificate III in Local Government (Regulatory Services) LGA30404

Certificate IV in Local Government LGA40104

Certificate IV in Local Government Administration LGA40204

Certificate IV in Local Government (Health and Environment) LGA40304

Certificate IV in Local Government (Operational Works) LGA40404

Certificate IV in Local Government (Regulatory Services) LGA40504

Certificate IV in Local Government (Land Management) LGA40604

Certificate IV in Local Government (Planning) LGA40704

Availability for Inspection

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

ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of Incorporation Pursuant to Sections 55A and 55B

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

Cancellation is effective as at the date of gazettal.

ABUNDANT LIFE ASSEMBLY INCORPORATED
INC9878930

THE BROKEN HILL MOTELS ASSOCIATION
INCORPORATED Y1870512

ASQUITH SPORTS CLUB INC Y0677311

CITY OF BANKSTOWN EISTEDDFOD
INCORPORATED Y2452724

KEMPSEY & MACLEAY RIVER DISTRICT
HORTICULTURAL SOCIETY INC Y0326300

LIONS CLUB OF LANE COVE INC Y0790221

NEW SOUTH WALES PROMOTION COMMITTEE
FOR AUSTRALIAN BANANAS INCORPORATED
Y1641629

PROBUS RENDEZVOUS 2004 COMMITTEE
INCORPORATED INC9879626

ROTARY CLUB OF BEXLEY INC Y1490524

THE WARATAH FESTIVAL COMMITTEE
INCORPORATED INC9874817

YOUTH OFF THE STREETS INCORPORATED
Y2097713

Dated: 17 March 2005.

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

BANKS AND BANK HOLIDAYS ACT 1912

NOTICE

I, JOHN DELLA BOSCA, Minister for Industrial Relations, in pursuance of section 19(3) of the Banks and Bank Holidays Act 1912, appoint that part of Thursday, 20 October 2005, which is after noon to be observed as a public half-holiday within the Lismore City Council Area.

Dated this 7th day of March 2005.

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

CONTAMINATED LAND MANAGEMENT ACT 1997

Environment Protection Authority

Declaration of Remediation Site

Section 21 of the Contaminated Land Management Act 1997

Declaration Number 21053

THE EPA declares the following land to be a remediation site under the Contaminated Land Management Act 1997 ("the Act"):

1. Land to which this declaration applies ("the site")

The former waste oil recycling and reprocessing site at 27 Powers Road, Seven Hills, and surrounding land comprising the Waste Management Centre that is impacted by contaminated groundwater, comprising:

- Lot 22 DP 829160;
 - part of Lot 4 DP 858489;
 - part of Lot B DP 381005,
- in the local government area of Blacktown.

A drawing showing the area subject to this declaration is attached.



2. Nature of the substances causing the contamination:

- Petroleum hydrocarbons (including benzene and xylene); and
- Volatile halogenated compounds (including vinyl chloride and dichloroethylene).

3. Nature of harm that the substance may cause:

The EPA has considered the matters in s.9 of the Act and found that:

- The site soils are contaminated with petroleum hydrocarbons (including benzene, a known human carcinogen, and xylene) at concentrations exceeding relevant health based investigation levels for commercial/industrial land use. Separate phase hydrocarbons are also present in surface soils. There is the potential for site workers to be exposed to the contamination.
- Groundwater at the site is contaminated with petroleum hydrocarbons and volatile halogenated compounds (including vinyl chloride, a known human carcinogen). Vinyl chloride concentrations exceed the health based guideline value in the Australian and New Zealand Guidelines for Fresh and Marine Water Quality 2000 (ANZECC 2000). Separate phase hydrocarbons are also present in groundwater at the site.

- Contaminated groundwater has migrated off the site in the likely direction of groundwater flow towards Toongabbie Creek. Separate phase hydrocarbons are also present in groundwater that has migrated off the site.

4. Further action under the Act

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

5. Submissions invited

The EPA advises that the public may make written submissions to the EPA on:

- Whether the EPA should issue a remediation order in relation to the site or
- Any other matter concerning the site.

Submissions should be made in writing to:

Director Contaminated Sites
Department of Environment and Conservation
PO Box A290
SYDNEY SOUTH NSW 1232
or faxed to: 02 9995 5930

by not later than 15 April 2005.

Dated: 14 March 2005.

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

NOTE:

Remediation order may follow

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

Variation/Revocation

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

Information recorded by the EPA

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

Information recorded by councils

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

CO-OPERATIVES ACT 1992

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

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

Master Coaching National Marketing Co-operative Ltd
Network Packaging Co-operative Limited

Dated this ninth day of March 2005.

R. SMITH,
Delegate of the Registrar of Co-Operatives

CO-OPERATIVES ACT 1992

Notice under Section 601AB of the Corporations Law as Applied by Section 325 of the Co-Operatives Act 1992

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

Cauldron Arts Co-operative Ltd

Dated this ninth day of March 2005.

R. SMITH,
Delegate of the Registrar of Co-Operatives

DISTRICT COURT ACT 1973

District Court of New South Wales

Direction

PURSUANT to section 32 of the District Court Act 1973, I direct that the District Court shall sit in its civil jurisdiction at the place and time shown as follows:

Lismore at Byron Bay	10.00am	27 February 2006 (2 weeks) In lieu of 30 January 2006 (2 weeks)
Lismore	10.00am	3 April 2006 (2 weeks) In lieu of 20 March 2006 (2 weeks)

Dated this 14th day of March 2005.

R. O. BLANCH,
Chief Judge

EDUCATION ACT 1990 LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land for Public School

THE Minister for Education and Training, with the approval of Her Excellency the Governor, declares by delegate that the land described in the Schedule below is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of the Education Act 1990.

Dated at Sydney, this 16th day of March 2005.

RAY MASTERTON
Manager,
Sites and Office Accommodation
(by delegation)

SCHEDULE

All that piece or parcel of land situate in the Local Government Area of Wyong, Parish of Munmorah and County of Northumberland, containing an area of 30,200 square metres or thereabouts and being Lot 6, Deposited Plan 1071685.

HARNESS RACING ACT 2002

ORDER

I, GRANT ANTHONY McBRIDE, M.P., Minister for Gaming and Racing, pursuant to section 41(2) of the Harness Racing Act 2002, do by this my Order, hereby set out below the relevant bodies that may nominate members of the Harness Racing Industry Participants Advisory Committee under section 41(1)(a) of the Act, the manner in which persons are to be nominated by those bodies and the time at which such nominations take effect.

Representative of Owners Representative of Licensed Trainers and Drivers	The Department of Gaming and Racing is to call for expressions of interest in writing from persons wishing to be considered for nomination for each category by placing advertisements in the press and in a harness racing industry periodical. A selection panel comprising an independent Chairperson and two other persons with experience within the harness racing industry approved by the Minister for Gaming and Racing will nominate a representative in each category from the expressions of interest received.
Representative of Breeders	The NSW Standardbred Breeders & Studmasters Association by a nomination in writing to the Minister.
Representative of Licensed Bookmakers and Bookmakers' Clerks	The NSW Bookmakers' Co-operative Ltd by a nomination in writing to the Minister.

The nominations are taken to have effect on the date of the inaugural meeting of the Harness Racing Industry Participants Advisory Committee.

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

EXPLANATORY NOTE

The Harness Racing Act 2002, provides, inter alia, that the Minister is to determine, by order published in the *Government Gazette*, the relevant bodies that may nominate members of the Harness Racing Industry Participants Advisory Committee and the manner in which persons are to be nominated by those bodies, including the time at which such a nomination is taken to have effect.

HEALTH SERVICES ACT 1997

Order Under Section 52

Order to remove members of the Board of the Clinical Excellence Commission

MARIE BASHIR, Governor

IN pursuance of the provisions of section 52 (1) (a) of the Health Services Act 1997, I Professor MARIE BASHIR, AC, Governor of the State of New South Wales, do, by this my order, hereby remove from office with effect on gazettal of this order, those members of the Board of the Clinical Excellence Commission whose names and respective expiry of office are listed in the Schedule hereunder.

SCHEDULE

<i>Board member</i>	<i>Expiry of office</i>
Professor Bruce BARRACLOUGH	10/12/2005
Captain Graham BEAUMONT	10/12/2005
Professor Elizabeth CHIARELLA	10/12/2005
Associate Professor Patricia DAVIDSON	10/12/2005
Major General Peter DUNN	10/12/2005
Professor John DWYER	10/12/2005
Professor Phillip HARRIS	10/12/2005
Dr Diana HORVATH AO	1/11/2005

Signed this 27th day of January 2005.

By Her Excellency's Command,

D. A. CAMPBELL, M.P.,
Acting Minister for Health

LOCAL GOVERNMENT ACT 1993

Mittagong Regional Sewerage

Vesting of land in Wingecarribee Shire Council

THE Minister for Energy and Utilities of the State of New South Wales, declares that the land described in the Schedule hereto, which was acquired for the purpose of the Mittagong Regional Sewerage Scheme is vested in Wingecarribee Shire Council.

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

SCHEDULE

Land

Lot 1 in Deposited Plan 1072953. DoC Ref. 272.

PESTICIDES ACT 1999

Notice Under Section 48(4)

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

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

SCHEDULE

Pilot (Pesticide Rating) Licence

Name and address of Licensee

Mr Tony Dave WAREHAM,
Unit 1, 40 Frideswide Street,
Goondiwindi QLD 4390.

Date of Granting of Licence

15 March 2005.

RETENTION OF TITLE

HER Excellency the Governor, by deputation of Her Majesty the Queen, has been pleased to approve of the retention of the title "Honourable" by Mr Michael EGAN following his retirement as a Minister on 21 January 2005.

RETENTION OF TITLE

HER Excellency the Governor, by deputation of Her Majesty the Queen, has been pleased to approve of the retention of the title "Honourable" by Justice Harold David SPERLONG following his retirement from judicial office on 27 February 2005.

WORKERS COMPENSATION ACT 1987

Workers Compensation (Medical Practitioner Fees)
Order 2005 No. 1 (Amendment No. 1)
(under the Workers Compensation Act 1987)

I, JON BLACKWELL, Chief Executive Officer of the WorkCover Authority of New South Wales, pursuant to subsection 61(2) of the Workers Compensation Act 1987, make the following Order.

Dated this 8th day of March 2005.

JON BLACKWELL,
Chief Executive Officer,
WorkCover Authority

EXPLANATORY NOTE

This Order amends the Workers Compensation (Medical Practitioner Fees) Order 2005 No. 1, published in the *Government Gazette* on 31 December 2004, to provide additional maximum fees for medical certificates and maximum hourly rates for general practitioners.

Treatment by a registered medical practitioner is one of the categories of medical or related treatment covered under the Workers Compensation Act 1987. This Order sets additional maximum fees for which an employer is liable under the Act for treatment by medical practitioners of an injured worker's work-related injury.

Workers Compensation (Medical Practitioner Fees) Order 2005 No. 1 (Amendment No. 1)**1. Name of Order**

This Order is the Workers Compensation (Medical Practitioner Fees) Order 2005 No. 1 (Amendment No. 1).

2. Commencement

This Order commences on the date of publication in the *Government Gazette*.

3. Application of Order

This Order applies to treatment provided on or after the commencement of this Order, whether it relates to an injury received before, on or after that date.

4. Maximum fees for medical practitioners

Clause 4 of the Workers Compensation (Medical Practitioner Fees) Order 2005 No. 1 is amended by:

(a) inserting the following:

(2A) The maximum amount payable for a medical certificate is \$16.

(2B) The maximum hourly rate payable to a General Practitioner is \$190. The hourly rate may cover, for example, preparation of reports, case conferences and visits to worksites.

(b) amending Clause 4(3) to delete the words "and (2)" where they appear after "(1)" and to insert the following words "; (2), (2A) and (2B)".

WORKERS COMPENSATION ACT 1987

Workers Compensation (Public Hospital Rates)
Order 2004 No. 1
(Amendment No. 1 2005)

I, JON BLACKWELL, Chief Executive Officer of the WorkCover Authority of New South Wales, under section 62(1) of the Workers Compensation Act 1987, and with the concurrence of the Minister for Health under section 62(8), make the following Order.

Dated this 4th day of March 2005.

JON BLACKWELL,
Chief Executive Officer,
WorkCover Authority

1. Name of Order

This Order is the Workers Compensation (Public Hospital Rates) Order 2004 No. 1 (Amendment No. 1 2005).

2. Commencement

This Order commences on the date of its publication in the *Government Gazette*.

3. Amendment of Workers Compensation (Public Hospital Rates) Order 2004 No. 1

The Workers Compensation (Public Hospital Rates) Order 2004 No. 1, published in the *NSW Government Gazette* No. 120 of 16 July 2004, at page 5999, is amended as follows:

(a) The table to Clause 6 (Fees for brain injury rehabilitation services) is to be amended by substituting the following table:

Table Fees for brain injury rehabilitation services	
Column 1 Item/Hospital classification	Column 2 Amount (\$)
(1) Admitted patient services:	
(a) Category A patient	845 per day
(b) Category B patient	540 per day
(c) Category X patient	1,200 per day

Column 1 Item/Hospital classification	Column 2 Amount (\$)
(2) Metropolitan (non-referral) hospital:	
(a) Category A patient	605 per day
(b) Category B patient	300 per day
(3) Non-admitted patient services including Outreach	60 per half hour
(4) Outpatient medical clinic appointments:	
(a) Medical consultation – initial assessment	200
(b) Medical consultation – follow-up appointment	100
(5) Group activities:	
(a) directly supervised by qualified allied health clinician	35 per half hour
(b) not directly supervised by qualified allied health clinician	25 per half hour

WORKPLACE INJURY MANAGEMENT AND WORKERS COMPENSATION ACT 1998

Workplace Injury Management and Workers Compensation (Medical Examinations and Reports) Order 2005

I, JON BLACKWELL, the Chief Executive Officer of the WorkCover Authority of New South Wales, under s339 of the Workplace Injury Management and Workers Compensation Act 1998, make the following Order.

Dated, this 16th day of March 2005.

JON BLACKWELL,
Chief Executive Officer,
WorkCover Authority

Workplace Injury Management and Workers Compensation (Medical Examinations and Reports) Order 2005

Contents

Part 1 Preliminary

- 1 Name of order
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Part 2 Fees for medical assessments

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- Schedule 1 Rates for Independent Medical Examination by General Practitioners
- Schedule 2 Rates for Independent Medical Examination by Specialists
- Schedule 3 Rates for Approved Medical Specialists
- Schedule 4 Rates for Approved Medical Specialists on Appeal Panels

Workplace Injury Management and Workers Compensation (Medical Examinations and Reports) Order 2005

under the

Workplace Injury Management and Workers Compensation Act 1998

Part 1 Preliminary

1 Name of Order

This order is the Workplace Injury Management and Workers Compensation (Medical Examinations and Reports) Order 2005.

2 Commencement

This Order commences on gazettal.

3 Definitions

In this order:

the Act means the Workplace Injury Management and Workers Compensation Act 1998; and

GST means the goods and services tax payable under the GST Law; and

GST Law has the same meaning as in the A New Tax System (Goods and Services Tax) Act 1999 (Cth); and

Guidelines mean the Guidelines on Independent Medical Examinations and Reports made by the WorkCover Authority.

4 Application of order

This order only applies to medical practitioners registered under the Medical Practice Act 1992 (NSW).

5 Repeal

The Workplace Injury Management and Workers Compensation (Medical Examinations and Reports) Order 2003 is repealed.

Part 2 Fees for medical assessments

6 Fees for medical assessments

For the purposes of section 339 of the Act, the maximum fees for the provision by health service providers in respect of the provision of any report for use in connection with a claim for compensation or work injury damages and an appearance as a witness in proceedings before the Commission or a court in connection with a claim for compensation or work injury damages is as follows:

- a) the rate of fees for an independent medical examination by general practitioners is set out in Schedule 1,
- b) the rate of fees for an independent medical examination by medical specialists is set out in Schedule 2,
- c) the rate of fees for a medical examination carried out by an approved medical specialist on referral by the Workers Compensation Commission is set out in Schedule 3, and
- d) the rate of fees for a medical examination carried out by an approved medical specialist on an appeal panel is set out in Schedule 4.

7 GST

The maximum fees provided for in clause 6 are exclusive of GST.

SCHEDULE 1

Rates for Independent Medical Examination by General Practitioners

Service description	Fee
Examination and report in accordance with the Guidelines -standard case (eg cause of injury only)	\$385
Examination conducted with the assistance of an interpreter and report in accordance with Guidelines – standard case (eg cause of injury only)	\$430
Examination and report in accordance with the Guidelines -complex case (eg multiple injuries, multiple questions and reports to be reviewed)	\$575
Examination conducted with the assistance of an interpreter and report in accordance with Guidelines – complex case (eg multiple injuries, multiple questions and reports to be reviewed)	\$670
Non-attendance or cancellation with less than 7 days notice	\$95
File review	\$285
Supplementary report where additional information is provided and requested	\$190
Update examination and report of worker previously reviewed, where there is no intervening incident	\$240
Travel	Reimbursed in accordance with the travelling allowances set out in Table 1 (Allowances) to Part B (Monetary Rates) of the Crown Employees (Public Service Conditions of Employment) Award 2002

SCHEDULE 2

Rates for Independent Medical Examination by Medical Specialists

Service description	Fee
Examination and report in accordance with the Guidelines - standard case (eg straightforward permanent impairment assessment, cause of injury only)	\$520
Examination conducted with the assistance of an interpreter and report in accordance with Guidelines – standard case (eg straightforward permanent impairment assessment, cause of injury only)	\$650
ENT report (includes audiological testing)	\$520
Examination and report in accordance with the Guidelines - moderate complexity (eg multiple questions and reports to be reviewed, more complex permanent impairment assessment – more than one body system involved)	\$780
Examination conducted with the assistance of an interpreter and report in accordance with Guidelines – moderate complexity (eg multiple questions and reports to be reviewed, more complex permanent impairment assessment – more than one body system involved)	\$910
Examination and report in accordance with Guidelines – complex case (eg multiple injuries, severe impairment assessment eg spinal cord injury, head injury).	\$1,035
Examination and report in accordance with Guidelines – complex case (eg multiple injuries, severe impairment assessment e.g. spinal cord injury, head injury) with the assistance of an Interpreter.	\$1,295
Examination and report in accordance with the Guidelines – psychiatric	\$910
Non-attendance or cancellation with less than 7 days notice or late attendance by worker or interpreter that prevents full examination being conducted	\$130
File review	\$390
Supplementary report where additional information is provided and requested	\$260

Service description	Fee
Update examination and report of worker previously reviewed, where there is no intervening incident	\$385
Travel	Reimbursed in accordance with the travelling allowances set out in Table 1 (Allowances) to Part B (Monetary Rates) of the Crown Employees (Public Service Conditions of Employment) Award 2002

SCHEDULE 3

Rates for Approved Medical Specialists

Service description	Fee
Examination and report in accordance with Workers Compensation Commission standards – standard case	\$930
Examination and report in accordance with Workers Compensation Commission standards - multiple medical assessments e.g. for permanent impairment and general medical disputes	\$1,245
Ear, nose and throat, includes audiological testing	\$1,090
Examination and report in accordance with the Workers Compensation Commission standards - Psychiatric	\$1,555
Cancellation - less than 7 calendar days notice	\$310
Non-attendance or cancellation with less than 2 working days notice	\$620
Consolidation of medical assessment certificates from multiple specialists	\$310
Re-examination + medical assessment certificate	\$465
Supplementary medical assessment certificate	\$310
When interpreter present at examination	plus \$160

Service description	Fee
Travel	Reimbursed in accordance with the travelling allowances set out in Table 1 (Allowances) to Part B (Monetary Rates) of the Crown Employees (Public Service Conditions of Employment) Award 2002

SCHEDULE 4

Rates for Approved Medical Specialists on Appeal Panels

Service description	Fee
Assessment, telephone conference and decision on papers	\$620
Examination of worker and report by AMS	\$465
Cancellation - less than 7 calendar days notice	\$310
Non-attendance or cancellation with less than 2 working days notice	\$620
Assessment, telephone conference, appeal hearing and decision	\$1,400
Additional Hearing when convened by arbitrator	\$260 per hour
Travel	Reimbursed in accordance with the travelling allowances set out in Table 1 (Allowances) to Part B (Monetary Rates) of the Crown Employees (Public Service Conditions of Employment) Award 2002

WORKPLACE INJURY MANAGEMENT AND WORKERS COMPENSATION ACT 1998

WORKCOVER AUTHORITY OF NSW

GUIDELINES ON INDEPENDENT MEDICAL EXAMINATIONS AND REPORTS

I, JON BLACKWELL, the Chief Executive Officer of the WorkCover Authority of New South Wales, under s376 and s331 of the Workplace Injury Management and Workers Compensation Act 1998, issue the following Guidelines.

Dated, this 16th day of March 2005.

JON BLACKWELL,
Chief Executive Officer,
WorkCover Authority

WORKCOVER AUTHORITY OF NSW

GUIDELINES ON INDEPENDENT MEDICAL EXAMINATIONS AND REPORTS

This guideline is issued under s376 and s331 of the Workplace Injury Management and Workers Compensation Act 1998. The Guideline also sets out WorkCover's policy in respect of medical examinations and disputes. It is intended to provide guidance for all parties, including referrers, examining doctors and injured workers.

This Guideline will come into effect on the date it is published in the *NSW Government Gazette*. The previous Guidelines On Independent Medical Examinations And Reports, published in the *NSW Government Gazette* on 7 November 2003, are revoked.

1. INTRODUCTION

Purpose and scope of the guidelines

The purpose of the guidelines is to provide the basis for a shared understanding of the role of independent medical examinations in the management of compensable claims and injuries, within the NSW workers compensation system.

This document provides agreed standards for the referral, conduct and reporting of independent medical examinations, as well as provision of feedback and complaints management.

This document is intended for use by those who refer injured workers for independent medical examination, those who provide the service and those who use independent medical examination reports in managing claims and injuries. This document is also intended for use by injured workers. Supplementary material in plain English is provided by WorkCover to address the specific needs of injured workers who have been referred for independent medical examinations. (The AMA/Law Society pamphlet "Understanding Medico-Legal Examinations" and the NSW Medical Board "Guidelines for Medico-Legal Consultations and Examinations" are recommended as supplementary material.)

The Workers Compensation Commission has established its own rules and protocols for referral to, and examination by, an Approved Medical Specialist. The referrals addressed in this document cover referrals by insurers and lawyers involved in the workers compensation system.

Definition of Independent Medical Examination

"Independent medical examination" means an impartial assessment based on the best available evidence, that is requested by a worker, worker's solicitor or insurer and undertaken by an appropriately qualified and experienced clinician (who is not in a treating relationship with the worker) for the purposes of providing information to advise workers compensation injury and claims management.

2. REFERRAL FOR INDEPENDENT MEDICAL EXAMINATION

Referral for an independent medical examination is appropriate when information from the treating practitioners is inadequate, unavailable or inconsistent and where the referrer has been unable to resolve the issues related to the problem directly with the parties. An independent medical examination is appropriate where the information required relates to:

- contribution of work as a cause of the initial or ongoing condition/injury
- the reasonable necessity of proposed/provided treatment
- prognosis and advice on management of the worker's condition/injury
- fitness for work
- the level of permanent impairment (and associated questions)
- the relationship between the current condition and aggravation/recurrence of pre-existing condition.

Responsibility of Referrer

Insurers, solicitors and employers refer injured workers to doctors for independent medical examination. The referring person or party has a responsibility to ensure that:

- the referral is made to an appropriate medical practitioner
- all parties are informed of the appointment details of the examination

- the injured worker is provided with an explanation of the nature of the examination and the details of the appointment
- the worker's special needs are catered for, e.g., interpreter, disabled access
- the doctor is provided with clear reasons for referral and all the information relevant to the referral questions
- the examining doctor is paid promptly for providing the service at the rate set out in the Workplace Injury Management and Workers Compensation (Medical Examinations and Reports) Order 2005.

Selection of an appropriate medical practitioner for the examination

It is important that the doctor who is selected to provide the independent medical examination is appropriately qualified and has the expertise to competently provide an opinion about the nature of that worker's condition and the impact upon their normal activities, including work. If the referral is regarding a question of causation or treatment, it is expected that the examining doctor will be in current clinical practice.

The location of the doctor's rooms should be as geographically close to the worker's home address as possible or accessible by direct transport routes. The rooms should contain appropriate facilities including access for people with ambulatory difficulties and accommodate the worker's specific physical needs.

The doctor should be able to provide an appointment within a reasonable time, usually 4 weeks, and a report of the examination within 10 working days, unless different arrangements are agreed by the parties.

The doctor should have no conflict of interest, that is, the doctor should not:

- have provided treatment for the worker or any member of their family
- have or had a pecuniary relationship with the worker or a member of their family
- be related to the worker or a member of their family.

Details of the worker are to be provided at the time of referral to facilitate this review of records.

Special requirements of the worker relating to gender, culture or language should be accommodated where possible.

If the worker wishes to have an accompanying person with them at the examination, the doctor's agreement to the presence of a companion should be obtained prior to scheduling of the appointment.

Where it is the doctor's routine practice to record the examination, the worker must be informed of this and be in agreement, prior to the examination being scheduled. The worker must provide consent for the recording of the examination at the time of the examination.

Communication with the selected doctor

The letter of referral to the doctor must provide clear direction about issues to be resolved. For example, if the issue is about return to work, questions might include:

- Is the worker fit for pre-injury duties?
- If not, why not?
- If not, when will the worker be fit for pre-injury duties?
- If the worker will never be able to return to pre-injury duties, what duties will they be able to return to, and when?

Documents to be included

The doctor must be provided with all the available information that is relevant to the issues to be addressed. Documents should include, but are not limited to, treatment notes, medical certificates, treating practitioner reports, radiological reports, rehabilitation reports, workplace assessment reports, functional assessment reports, details of previous compensation settlements (if relevant), job description, periods of employment with different employers if apportionment is in question, other independent medical reports.

These are to be provided to the doctor at least 3, and preferably 10, days prior to the arranged appointment.

Notification and explanation to the worker

The worker is to be notified at least 10 working days in advance of the scheduled appointment, but preferably as soon as the appointment with the doctor is confirmed.

Advice about the appointment should include:

- the reason for the examination
- the likely duration of the examination
- name and qualifications of the doctor
- date, time and location of the appointment and contact details of the doctor's offices and appropriate travel directions
- the need to be punctual
- what to take (e.g. x-rays, reports of investigations/tests, comfortable clothing to enable an appropriate examination to be conducted)
- how costs are to be paid

- the penalty and liability the worker is likely to incur if they do not attend the scheduled examination, without a reasonable excuse
- that the worker may be accompanied by a person other than their legal representative, however, the accompanying person must not participate in the examination and may be required to withdraw from the examination if the doctor requests it
- whether the travel costs for an accompanying person will be met (this usually only applies if the worker requires an attendant as a result of the injury)
- how complaints are to be managed.

A pamphlet on the intent of the referral to an independent medical practitioner is to be provided to the worker.

Referrers should advise particular requirements in relation to gender, culture etc in advance of the appointment.

3. CONDUCT OF AN INDEPENDENT MEDICAL EXAMINATION

The NSW Medical Board "Guidelines for Medico-Legal Consultations and Examinations" provide principles for the doctor's conduct during the examination.

If the worker provides the doctor with any additional information at the time of the examination, the doctor must note that information in their report.

If the injured worker fails to attend the assessment, the doctor must notify the referrer as soon as possible.

4. REPORTING AN INDEPENDENT MEDICAL EXAMINATION

The suggested format for the report is attached as "Attachment A".

The report is to be written in plain English and accepted medical terminology.

The report is to address the referrer's questions and to include other information elicited during the examination that is relevant to those questions.

The report should be provided to the referrer within 10 working days of the examination.

5. CORRECTIONS AND UPDATING OF REPORTS

Where a report contains an obvious error, the referrer may request the doctor to clarify and correct the report, at no extra cost.

Where the referrer requests that the doctor review additional information which was not previously available in order to provide a supplementary report, that report will attract an additional cost.

The Workplace Injury Management and Workers Compensation (Medical Examinations and Reports) Order 2005 allows for updating a report, where there has been no intervening incident or re-examination and reporting where there has been an intervening incident.

6. COMPLAINTS ABOUT INDEPENDENT MEDICAL EXAMINATIONS

If the worker has concerns about the conduct of the doctor during the examination, they should raise those issues with the doctor at the time of the examination. The doctor should record the complaint and forward this to the referrer with their report and advise the worker to do likewise.

If the worker does not feel confident enough to do this, the worker should raise their concerns with the referring party as soon as possible after the examination. All insurers have in place a complaints management process.

If the complaint is unable to be satisfactorily resolved, the worker may forward their complaint to WorkCover. WorkCover will advise the doctor of the complaint and provide an opportunity for the doctor to respond to the complaint.

WorkCover may refer the matter to the Health Care Complaints Commission, if it meets the criteria for such referral e.g. more than 5 complaints received within a twelve month period and found to be justified about one doctor, or professional misconduct or fraudulent action are alleged.

The worker may at any time make a complaint to WorkCover, to the insurer or to the Workers Compensation Commission.

7. COMPLAINTS ABOUT WORKERS

Doctors should report any unreasonably late attendance or non-attendance by a worker to the referring party. Similarly any inappropriate behaviour or behaviour which impeded the examination should likewise be brought to the notice of the referrer.

8. FEES AND PAYMENTS

The referrer will be responsible for payment to the examining practitioner within 10 working days of receipt of the report and invoice.

The rates to be paid are those set out in the Workplace Injury Management and Workers Compensation (Medical Examinations and Reports) Order 2005 which incorporates issues that impact on the time required to conduct a medical examination and provide a comprehensive and succinct report.

The referrer's liability to pay for a report will be contingent on the report containing the information listed in the standard format.

If it involves an assessment of permanent impairment for an injury after 1 January 2002, the assessment must be in accordance with The WorkCover Guides for the Evaluation of Permanent Impairment.

Use of an interpreter, multiple system injuries and more complex matters will attract a surcharge in addition to the basic fees. These are listed in the Workplace Injury Management and Workers Compensation (Medical Examinations and Reports) Order 2005.

The Workplace Injury Management and Workers Compensation (Medical Examinations and Reports) Order 2005 classifies the problems to be addressed into Standard, Moderately Complex and Complex. Definitions of these are:

Standard – single question posed or simple permanent impairment assessment involving single body system/single injury, e.g. single digit uncomplicated amputation, back injury.

Moderately complex – more than one question posed e.g. attribution of current work and prior injury to worker's condition or a permanent impairment assessment involving two or more body systems or complex method of assessment e.g. amputation of limb with associated sensory deficit, impairment of joints.

Complex – several questions posed e.g. causation, apportionment in accordance with employment history, fitness for work or a permanent impairment assessment involving several body systems or complex injuries in one body region e.g. burns, spinal cord or head injury.

The referrer is to indicate the expected level of complexity on referral and the examining doctor should advise the reason for any difference from this level.

Fees for cancellations, non-attendance or late cancellation by the worker or another party such as an interpreter are included in the Workplace Injury Management and Workers Compensation (Medical Examinations and Reports) Order 2005.

Complaints about patterns of late or non-payment by insurers should be referred to WorkCover for investigation.

ATTACHMENT A
REPORT FORMAT

- **Worker's details including:-**
 - date of examination
 - worker's name
 - date of birth/age
 - details of who attended the examination (i.e. interpreter, family member or friend)
- **General history including:-**
 - date of injury
 - brief history of the accident
 - job description/work tasks (when relevant)
- **Clinical history including:-**
 - summary of injuries and diagnoses made
 - summary of all treatment provided
 - details and dates of clinical investigations carried out
 - details of any previous or subsequent accidents, injuries, condition or abnormality
- **Examination findings including:-**
 - list of injuries assessed
 - your findings on comprehensive clinical examination, including negative findings
 - your comments on consistency of presentation and, where appropriate, how this compares to the medical reports and other material sighted
- **Conclusions**
 - Your opinion in relation to the worker's condition and the rationale for the opinion
- **Responses to specific questions asked in the letter of referral**
- For **permanent impairment questions** regarding maximum medical improvement, whether the condition has resulted in a permanent impairment and whether any deduction for a pre-existing condition must be addressed.
- For **permanent impairment assessment** a summary table (for example Table 1) and a copy of all calculations must be enclosed.

Table 1- Whole Person Impairment (WPI)

Body Part or system	Chapter, page and paragraph number in WorkCover Guides	Chapter, page, paragraph, figure and table numbers in AMA5 Guides	% WPI	% WPI deductions pursuant to S323 for pre-existing injury, condition and abnormality	Sub-total/s % WPI (after any deductions in column 5)
1.					
2.					
3.					
Total % WPI (the Combined Table values of all sub-totals)					

WORKERS COMPENSATION ACT 1987

Workers Compensation (Surgeon Fees) Order 2005
(under the Workers Compensation Act 1987)

I, JON BLACKWELL, Chief Executive Officer of the WorkCover Authority of New South Wales, pursuant to section 61(2) of the Workers Compensation Act 1987, make the following Order.

Dated this 8th day of March 2005.

JON BLACKWELL,
Chief Executive Officer,
WorkCover Authority

EXPLANATORY NOTE

Treatment by surgeons is a medical or related treatment covered under the Workers Compensation Act 1987. This Order sets the maximum fees for which an employer is liable under the Act for treatment by surgeons of an injured worker's work-related injury.

Note: Treatment by orthopaedic surgeons is covered by the Workers Compensation (Orthopaedic Surgeon Fees) Order 2004, gazetted on 31 December 2004. However, maximum fees under this Order may apply to procedures carried out by orthopaedic surgeons which are not covered by the Workers Compensation (Orthopaedic Surgeon Fees) Order 2004.

The effect of the Order is to prevent surgeons from recovering from the injured worker or employer any extra charge for treatments covered by the Order.

The Order adopts the items listed as Surgical Procedures in the List of Medical Services and Fees published by the Australian Medical Association (AMA).

Workers Compensation (Surgeon Fees) Order 2005

1. Name of Order

This Order is the Workers Compensation (Surgeon Fees) Order 2005.

2. Commencement

This Order commences on the date of its publication in the *Government Gazette*.

3. Application of Order

This Order applies to treatment provided on or after the commencement of this Order, whether it relates to an injury received before, on or after that date.

4. Maximum fees for treatment by surgeons

(1) The maximum fee amount for which an employer is liable under the Act for treatment of an injured worker by a surgeon, being treatment of a type specified in Column 1 of Schedule A to this Order, is the corresponding amount specified in Column 3 of that Schedule.

- (2) A fee charged by a surgeon for a patient's treatment (including the management of fractures and other conditions) will be in addition to the fee in Schedule A for the original examination and report.

5. Goods and Services Tax

- (1) An amount fixed by this Order may be increased by the amount of any GST payable in respect of the service to which the cost relates, and the cost so increased is taken to be the amount fixed by this Order.
- (2) This clause does not permit a medical practitioner to charge or recover, in respect of GST payable in respect of a service, an amount that is greater than:
- 10% of the maximum amount payable under this Order to the medical practitioner in respect of the medical or related treatment apart from this clause, or
 - the amount permitted under the New Tax System Price Exploitation Law, whichever is the lesser.

6. Definitions

In this Order (including Schedule A):

Aftercare Visits has the same meaning as in the AMA List and are covered by the surgical procedure fee. However unrelated visits or incidental reasons for visits which are not regarded as routine aftercare should be explained with accounts rendered. The consulting surgeon will issue a "certificate" detailing the worker's fitness for work and anticipated aftercare, on discharge from hospital or after the first post injury consultation.

After Hours Consultations means call-outs to a public or private hospital or a private home for urgent cases before 8.00am or after 6:00pm.

Assistant at Operation means a medically qualified surgical assistant, but only where an assistant's fee is allowed for in the Commonwealth Medical Benefits Schedule, or where indicated in the WorkCover schedule or approved in advance by the insurer.

AMA List means the document entitled List of Medical Services and Fees published by the Australian Medical Association and dated 1 November 2004.

the Act means the Workers Compensation Act 1987.

Extended Consultation means a consultation involving significant multiple trauma or complex "red flag" spinal conditions (systemic pathology, carcinoma, infection, fracture or nerve impingement) involving a lengthy consultation and extensive physical examination.

GST has the same meaning as in the A New Tax System (Goods and Services Tax) Act 1999 of the Commonwealth.

Initial consultation and report covers the first consultation and the report to the referring GP and insurer. The report will contain:

- the patient's diagnosis and present condition;
- the patient's likely fitness for pre-injury work or for alternate duties;
- the need for treatment or additional rehabilitation; and
- collateral conditions that are likely to impact on the management or the worker's condition (in accordance with privacy considerations).

Receipt of this information and "certificates" post treatment will provide sufficient information for insurers, employers and rehabilitation providers to develop management plans.

Instrument Fee covers procedures where the surgeon supplies all the equipment or specialized instruments. This fee does not apply for all operations or if only incidental instruments (non critical) are supplied by the surgeon.

Multiple Operations or Injuries refers to situations that require two or more operations or for the treatment of two or more injuries carried out at the same time. The fee for the main operation or injury is to be paid in full and an additional 75% of the specified charge for each additional operation or injury is payable, unless specifically listed in the Schedule as a multiple procedure item.

New Tax System Price Exploitation Law means:

- the New Tax System Price Exploitation Code as applied as a law of New South Wales by the Price Exploitation Code (New South Wales) Act 1999; and
- Part VB of the Trade Practices Act 1974 of the Commonwealth.

Opinion on File Request includes retrieval of file from whatever source, reading time, and reporting where a request for such an opinion has been made in writing to the surgeon by the insurer.

Surgical procedures are those listed in the AMA list but does not include the cost of bandages, dressings, plaster of Paris bandages, splints, metallic fixation agents, and prosthetic implants which may be charged in addition to the fee set out in the Schedule A. The fee for surgical procedures includes aftercare visits.

Subsequent Consultation is a consultation not included in the normal aftercare that applies following surgery, the cost of which is included in the fee for the surgical procedure.

Surgeon means a medical practitioner who is currently a Fellow of the Royal Australasian College of Surgeons or who is recognised by the Health Insurance Commission as a specialist. It includes a surgeon who is a staff member at a public hospital providing services at the hospital.

SCHEDULE A

Maximum fees for Surgeons

Item	Column 1 Type of service	Column 2 AMA Item(s)	Column 3 Maximum amount
Consultations			
1.	Initial consultation and report	AC500 (MBS 104)	\$220
2.	Extended consultation and report		\$300
3.	Subsequent consultation	AC510 (MBS 105)	\$150
4.	After hours consultation		\$125 in addition to consultation fee
Procedures			
5.	Surgical procedures	EA010 to MK115 (MBS 30001 to 45797)	150% of AMA Schedule
6.	Instrument fee		\$150
7.	Assistant at operation	MZ600	\$255 or 20% of total fee, whichever is greater
8.	Multiple operations or injuries		Primary operation is to be paid in full, and additional operations at 75% of scheduled fee
9.	Aftercare visits		As per AMA Schedule
Insurer requests			
10.	Opinion on file request		\$150
11.	Telephone requests		\$30 per 3-5 minute phone call
12.	Lost reports and reprints		\$100 per report

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

BAULKHAM HILLS SHIRE COUNCIL

Roads Act 1993, Section 39

Closure of Temporary Public Road Linking Yaringa Road to Talofa Place, Castle Hill

THE Baulkham Hills Shire Council hereby advises that pursuant to section 39 of the Roads Act 1993, it intends to close to vehicular traffic the temporary public road linking Yaringa Road to Talofa Place, Castle Hill. The temporary public road is situated on Lots 29, 30 and 31, DP 748042. On publication of this notice the temporary public road ceases to be a public road and the rights of passage and access that previously existed in relation to the road are extinguished. Dated at Castle Hill this 15th day of March 2005. D. WALKER, General Manager, Baulkham Hills Shire Council, PO Box 75, Castle Hill NSW 1765. [1124]

BLUE MOUNTAINS CITY COUNCIL

Naming of Road

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 3, DP 1026915, No. 227 Cliff Drive, Katoomba. The new road is to be named "The Escarpments" and is located off Cliff Drive, Katoomba. This notice was approved at the Council Meeting on 15th February 2005. M. WILLIS, General Manager, Blue Mountains City Council, Locked Bag 5, Katoomba NSW 2780. [1093]

BLUE MOUNTAINS CITY COUNCIL

Naming of Road

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 1, DP 726054, No. 69-77 Queens Road, Lawson. The new road is to be named "Roberts Road" and is located off Queens Road, Lawson. This notice was approved at the Council Meeting on 15th February 2005. M. WILLIS, General Manager, Blue Mountains City Council, Locked Bag 5, Katoomba NSW 2780. [1107]

HORNSBY SHIRE COUNCIL

Proposed One Way Restriction of Hunter Lane Between Burdett Street and Linda Street, Hornsby

COUNCIL wishes to advise that at its meeting on 9th February 2005, Council accepted a recommendation by the Local Traffic Committee to restrict Hunter Lane to one way northbound between Burdett Street and Linda Street, Hornsby. The purpose of the one way restriction is to cater for increased traffic volumes and allow on street parking pending the widening of Hunter Lane. It is anticipated the one way restriction will remain in place until redevelopment of properties on Hunter Lane allows full road widening, after which Hunter Lane will revert to two way traffic flow with on street time restricted parking. Should you wish to comment on Council's proposal, submissions will be accepted up till 4:00 p.m., Friday, 15th April 2005. Please address all correspondence to The Senior Traffic Engineer,

Hornsby Shire Council, PO Box 37, Hornsby NSW 1630. R. J. BALL, General Manager, Council Chambers (PO Box 37), 296 Pacific Highway, Hornsby NSW 2077, Fax No.: 9847 6559. [1094]

LACHLAN SHIRE COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Rescission of Compulsory Acquisition of Land

IN pursuance of section 31 of the Land Acquisition (Just Terms Compensation) Act 1991, Her Excellency the Governor with the advice of the Executive Council does by this notice rescind the Notice of Compulsory Acquisition of Land under the Local Government Act 1993, dated 4th April 2003 and published by the Lachlan Shire Council in *Government Gazette* No. 74, dated 17th April 2004, in respect of the land described in the Schedule below. Dated this 7th day of March 2005. R. W. BAILEY, General Manager, Lachlan Shire Council, 58-64 Molong Street (PO Box 216), Condobolin NSW 2877.

SCHEDULE

Lot 173, DP 752329. [1104]

LIVERPOOL CITY COUNCIL

Roads Act 1993

Order – Section 31

Fixing of Levels of Fourth Avenue, Austral between Twelfth and Thirteenth Avenues

THE Council of the City of Liverpool, by this Order under section 31 of the Roads Act 1993, fixes the levels of Fourth avenue, Austral, between Twelfth and Thirteenth Avenues, as shown on design plans No. 040038-103 and 040038-104. GENERAL MANAGER, The Council of the City of Liverpool, Locked Bag 7064, Liverpool BC NSW 1871. [1109]

MIDCOAST COUNTY COUNCIL

Local Government Act 1993

Notice of Compulsory Acquisition of Land

THE MidCoast County Council declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding any mines or deposits of minerals in those lands, are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purpose of constructing, maintaining and operating a water supply reservoir. Dated at Taree this 5th day of October 2004. NEIL HANINGTON, General Manager, MidCoast County Council, PO Box 671, Taree NSW 2430.

SCHEDULE

Lot 1 of DP 1064462. [1108]

MUSWELLBROOK SHIRE COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

THE Muswellbrook Shire Council declares with the approval of Her Excellency the Governor, that the land and easement 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 a water treatment plant and easement for pipeline. Dated at Muswellbrook this 14th day of March 2005. M. COLREAVY, General Manager, Muswellbrook Shire Council, PO Box 122, Muswellbrook NSW 2333.

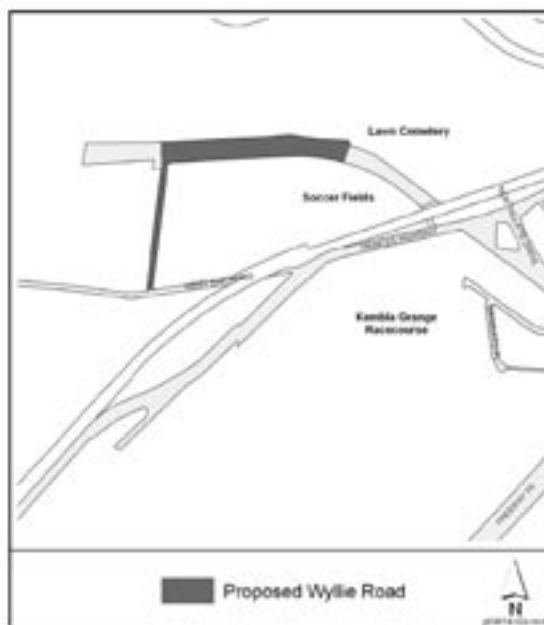
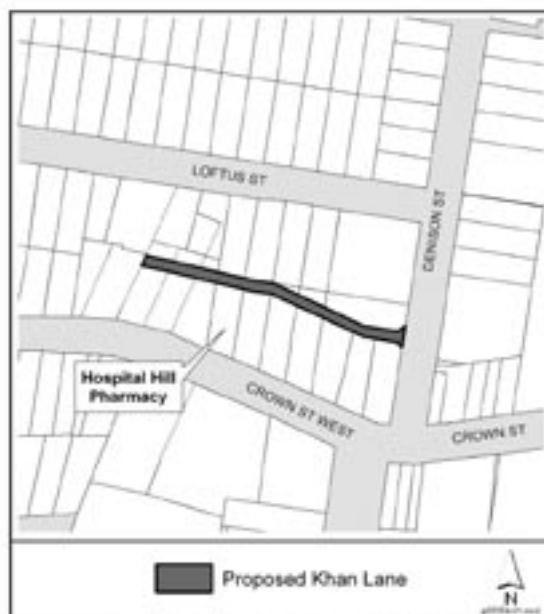
SCHEDULE

Land

Lot 224 in DP 1075155 (exclusive of land previously acquired by Muswellbrook Shire Council being Lot 233 in DP 787659).

Easement

Easement for water supply 10 wide over: Closed road, Parish of Denman, County of Brisbane MD85 H 88 as published in *NSW Government Gazette* of 17th May 1985 as shown in DP 1075155, Portion 126, Parish of Denman, County of Brisbane as shown in DP 1075155, Lot 1 in DP 223853. [1092]



PARKES SHIRE COUNCIL

Roads Act 1993, Section 162.1

Naming of Public Roads

Woolstore Place, Boyd Circuit and Gospers Lane

NOTICE is hereby given that in accordance with section 162.1 of the Roads Act 1993, as amended, Council has named the roads shown hereunder:

Location	Name
Off Brolgan Road, Parkes.	Woolstore Place.
Off Saleyards Road, Parkes.	Boyd Circuit.
North of Peak Hill between State Highway 17 (Newell Highway) and Bulgandramine Road.	Gospers Lane.

No objections to the proposed names were received within the prescribed period of time. A. McCORMACK, General Manager, Parkes Shire Council, PO Box 337, Parkes NSW 2870. [1100]

WOLLONGONG CITY COUNCIL

Roads Act 1993, Section 162

Notice of New Street Names

WOLLONGONG CITY COUNCIL hereby gives notice that it has named the streets shaded dark grey on the accompanying plans “Khan Lane”, “Wyllie Road” and “Gadd Lane” as indicated. R. OXLEY, General Manager, Wollongong City Council, Locked Bag 8821, South Coast Mail Centre NSW 2521. [1128]

NARRABRI SHIRE COUNCIL
Sale of Land for Overdue Rates and Charges
Local Government Act 1993

NOTICE is hereby given to the persons named hereunder that the Narrabri Shire Council has resolved, in pursuance of section 713 of the Local Government Act 1993, to sell the land described hereunder, of which the persons named appear to be the owners or in which they appear to have an interest, and on which the amount of rates and charges stated in each case as at 15 March 2005, are due:

ASSESSMENT	(a)			(b)					(c)	(d)	(e)
	NAME	ADDRESS	Area sm	Lot	S	DP	Amount Outstanding for more than 5 yrs	Amount of all other Rates, Charges & Interest outstanding			
61-00000-6	CLARK Ivy	2 Barambah Street, Baan Baa	885.2	1	2	758042	0.00	1798.27		1798.27	
99-10000-0	BREITKOPF Karl ANZ Banking Group BREITKOPF Karl Peter	Mobbo Street, Baan Baa	91.44	5	A	7074	0.00	1564.76		1564.76	
624-00000-6	WARREN William Thomas, Robyn Dorothy Commonwealth Bank	59 Lynn Street, Boggabri	1012	2		209097	1790.49	8071.67		9862.16	
818-61000-8	STENGERT Warren John	Wee Waa Lane, Boggabri	1012	13		664035	1867.20	9049.66		10916.86	
1035-00000-7	KATON Helen Joyce, Peter Bryce Trustee in Bankruptcy	Railway Parade, Bellata	986.4	1	13	758081	0.00	4104.70		4104.70	
1099-00000-0	DUFFY Vincent Stanley	Yarten Street, Bellata	2023	3	9	758081	0.00	3381.39		3381.39	
2539-00120-2	SCHNEIDER Lila Elizabeth	Gibbons Street, Pilliga	2814	11, 12, 13	2	1060	897.80	2587.70		3485.50	
2550-10000-8	MINAS John, TSAKIRIDIS Athanasios	Pilliga Street, Pilliga	2023	9	1	758844	0.00	1467.40		1467.40	
2571-00000-5	BOON Rex, Kevin James	Queen Street, Pilliga	2023	7	14	758844	167.43	4213.03		4380.46	
2970-10000-0	AMMON Neil Andre, WADE Dianne Grace Commonwealth Bank	Bridges Street, Gwabegar	2428	8	8	758498	0.00	2446.59		2446.59	
2995-01000-2	LAYCOCK Glenn Thomas Commonwealth Bank	Chaunel Street, Gwabegar	3086	8	3	758498	124.05	2612.02		2736.07	
2999-00000-9	HUGHES Marie Ann	Holmes Street, Gwabegar	1265	9	3	758498	0.00	2492.41		2492.41	
3760-01000-3	O'NEILL John Robert, MCNEIL Ian Murray National Australia Bank	3 Warrior Street, Wee Waa	1183	2	5	538543	0.00	14547.85		14547.85	
5782-00000-3	HUGHES Denis John Commonwealth Bank	12 McKenzie Street, Narrabri	689.2	3		237787	0.00	10604.75		10604.75	
5911-00000-7	SPOILATION Pty Ltd Westpac Banking Corporation	93 Nandewar Street, Narrabri	1012	12	15	758755	0.00	6604.04		6604.04	
2503-10000-6	GOLDEN PIGGERIES Pty Ltd St. George Bank	Dangar Street, Pilliga	3440	5,6		333760	9856.42	4001.80		13858.22	
2503-20000-4	CALEY Ian Thomas, BAKER James, FIRTH Joseph Bernard	Dangar Street, Pilliga	3048	7,8		333760	13251.74	4195.56		17447.30	
2504-00000-7	WYNN Roy Lloyd, Rhonda Elizabeth	Dangar Street, Pilliga	1511	9		333760	5905.34	3577.42		9482.76	
2552-00000-8	BRADLEY Margot	Pilliga Street, Pilliga	2023	5	2	758844	1142.61	2827.94		3970.55	
2553-00000-7	STRICKLAND Colin James	Pilliga Street, Pilliga	2023	4	2	758844	453.88	2645.74		3099.62	
2554-00000-6	DEWSON William	Pilliga Street, Pilliga	2023	3	2	758844	2817.02	3155.50		5972.52	
2555-00000-5	FIELD Isabella Catherine, William Alfred	Pilliga Street, Pilliga	2023	2	2	758844	9445.08	3904.90		13349.98	
2556-00000-4	JACKSON Dianna	Pilliga Street, Pilliga	2023	1	2	758844	5935.92	3577.42		9513.34	
1062-00000-3	SWINDELL Isobel Margaret Alice	Railway Parade, Bellata	2023	3	3	758081	6690.45	4464.28		11154.73	
3000-10000-2	SMITH David Wayne	Holmes Street, Gwabegar	1568	2	6	758498	3305.52	2949.02		6254.54	

In default of payment to the Council of the amount stated in column (e) above and any other rates including charges becoming due and payable after publication of this notice, or an arrangement satisfactory to the Council for payment of all such rates being entered into by the rateable person before the time fixed for the sale, the said land will be offered for sale by public auction at Narrabri Shire Council Chambers, 46-48 Maitland Street, Narrabri on Saturday 25th June 2005 commencing at 10 AM

IAN McCALLUM, General Manager, Narrabri Shire Council

[1130]

ESTATE NOTICES

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of EDNA AGNES CHASELING, late of 28 Chandler Street, Kogarah, in the State of New South Wales, home duties, who died on 15th October 2004, must send particulars of this claim to the executor, Donald Edward Chaseling, c.o. Denis M. Anderson, Solicitor, 10 Regent Street, Kogarah NSW 2217, within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution he has notice. Probate was granted in New South Wales on 7th February 2005. DENIS M. ANDERSON, Solicitor, 10 Regent Street, Kogarah NSW 2217, (PO Box 148, Kogarah 1485), tel.: (02) 9587 0440. Reference: DA.CD. [1097]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of MARGARET ELIZABETH McDONALD, late of Fairlight, in the State of New South Wales, business person, who died on 15th October 2004, must send particulars of the claim to the executors, Leanne Elizabeth McDonald, Tracy Anne Napper and David Turnbull, c.o. M. Duncan & Associates, Solicitors, PO Box 70, Strawberry Hills NSW 2012, within one (1) calendar month from publication of this notice. After that time the executors may distribute the assets of the estate having regard only to the claims of which at the time of distribution the executors had notice. Probate was granted in New South Wales on 4th February 2005. M. DUNCAN & ASSOCIATES, Solicitors, 39/61-89 Buckingham Street, Surry Hills NSW 2010, (PO Box 70, Strawberry Hills 2012), tel.: (02) 9699 9877. Reference: MD. [1103]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of CHRISTINA MITCHELL HUGHES, late of Ryde, in the State of New South Wales, widow, who died on 14th October 2004, must send particulars of his/her claim to the executor, Greg William Hughes being the substituted executor appointed under the will (Allan Roy Hughes the instituted executor predeceased the testator), c.o. John H. Hastings, Solicitor, Level 19, 207 Kent Street, Sydney NSW 2000, within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution he has notice. Probate was granted in New South Wales on 14th February 2005. JOHN H. HASTINGS, Solicitor, Level 19, 207 Kent Street, Sydney NSW 2000, tel.: (02) 9251 2138. [1119]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of BETTY MARCIA OSTLER, late of 28 Bulli Road, Toongabbie, in the State of New South Wales, home duties, who died on 19th August 2004, must send particulars of his/her claim to the executors, Eric William Ostler and Marilyn Ellen Hampton, 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 15th February 2005. LOW DOHERTY & STRATFORD, Solicitors, 9 Campbell Street, Blacktown NSW 2148. [1129]

COMPANY NOTICES

NOTICE of voluntary winding up.—ALDONT PTY LTD, ACN 000 714 876 (in voluntary liquidation).—At a general meeting of the abovementioned company duly convened and held at Level 5, 14 Martin Place, Sydney NSW 2000, on 4th March 2005, the following resolutions were passed: 1. Special resolution – “that the company be wound up voluntarily”. 2. “that Mr Robert Southwell, who has consented to act, be appointed liquidator of the company”. Patricia Burgess, Director. R. M. SOUTHWELL, Liquidator, c.o. Moore Stephens Wi, Chartered Accountants, Level 5, CML Building, 14 Martin Place, Sydney NSW 2000, tel.: (02) 8236 7700. [1095]

NOTICE of voluntary winding up.—ALPADARO PTY LTD, ACN 000 704 763 (in voluntary liquidation).—At a general meeting of the abovementioned company duly convened and held at Level 5, 14 Martin Place, Sydney NSW 2000, on 4th March 2005, the following resolutions were passed: 1. Special resolution – “that the company be wound up voluntarily”. 2. “that Mr Robert Southwell, who has consented to act, be appointed liquidator of the company”. Patricia Burgess, Director. R. M. SOUTHWELL, Liquidator, c.o. Moore Stephens Wi, Chartered Accountants, Level 5, CML Building, 14 Martin Place, Sydney NSW 2000, tel.: (02) 8236 7700. [1096]

NOTICE of voluntary winding up.—CHARLE ESTATE PTY LTD, ACN 000 029 452 (in voluntary liquidation).—At a general meeting of the abovementioned company duly convened and held at Level 5, 14 Martin Place, Sydney NSW 2000, on 4th March 2005, the following resolutions were passed: 1. Special resolution – “that the company be wound up voluntarily”. 2. “that Mr Stephen Humphrys, who has consented to act, be appointed liquidator of the company”. A. R. Davison, Director. S. B. HUMPHRYS, Liquidator, c.o. Moore Stephens Wi, Chartered Accountants, Level 5, CML Building, 14 Martin Place, Sydney NSW 2000, tel.: (02) 8236 7700. [1098]

NOTICE of voluntary winding up.—LEWYHEIRS PTY LTD, ACN 003 959 608 (in voluntary liquidation).—At a general meeting of the abovementioned company duly convened and held at Level 5, 14 Martin Place, Sydney NSW 2000, on 4th March 2005, the following resolutions were passed: 1. Special resolution – “that the company be wound up voluntarily”. 2. “that Mr Stephen Humphrys, who has consented to act, be appointed liquidator of the company”. A. R. Davison, Director. S. B. HUMPHRYS, Liquidator, c.o. Moore Stephens Wi, Chartered Accountants, Level 5, CML Building, 14 Martin Place, Sydney NSW 2000, tel.: (02) 8236 7700. [1099]

NOTICE of voluntary liquidation.—WALKER SMITH PROPERTIES PTY LTD, ACN 000 068 744 (in liquidation).—Notice is hereby given in accordance with section 491(2) of the Corporations Law that at an extraordinary general meeting of the members of the abovementioned company held on Tuesday, 8th March 2005, the following special resolution was duly passed: “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 liquidator so desire” and

that Roger Duncan Ellinson be appointed liquidator for the purpose of such winding up. Dated at Sydney this 8th day of March 2005. R. D. ELLINSON, Liquidator, c.o. Selingers, Chartered Accountants, Level 11, 155 Castlereagh Street, Sydney NSW 2000, (GPO Box 4951, Sydney 2001), tel.: (02) 9283 2444. [1101]

NOTICE of voluntary winding up.—SUETER INVESTMENTS PTY LIMITED, ACN 001 352 638.—The following special resolution was passed at an extraordinary general meeting of Sueter Investments Pty Limited held at 32/304 The Breakwater Apartments, Wharf Road, Newcastle, on 8th March 2005: “That pursuant to section 491(1) of the Corporations Act 2001, the company be voluntarily wound up and that Peter White be appointed liquidator for the purpose of the winding up”. Dated 10th March 2005. PETER WHITE, Liquidator, c.o. Cutcher & Neale, Chartered Accountants, The Bolton Building, 25 Bolton Street (PO Box 694), Newcastle NSW 2300, tel.: (02) 4928 8500. [1102]

NOTICE to creditors.—NEWTOWN AND ENMORE STARR-BOWKETT BUILDING CO-OPERATIVE SOCIETY No. 22 LIMITED (in voluntary liquidation).—Notice is hereby given pursuant to the Co-operation Act and The Corporations Law that all persons having any claims against the above Society are required on or before 7th April 2005, to send their names and addresses and particulars of their debts and claims to Maree Emery, the Liquidator of the said Society, at her office and if so required by notice in writing from the said liquidator, are personally or by their solicitors to come in and prove their debts or claims at such time and place as shall be specified in such notice, or in default thereof they shall be excluded from the benefits of any distribution made before such debts are so lodged or proved. Dated at Newtown, 10th March 2005. M. EMERY, Liquidator, c.o. Newtown United Co-Operative Building Association, 43 Enmore Road, Newtown NSW 2042, tel.: (02) 9557 1898. [1105]

NOTICE of voluntary winding up.—NEWTOWN AND ENMORE STARR-BOWKETT BUILDING CO-OPERATIVE SOCIETY No. 22 LIMITED (in voluntary liquidation).—At a special meeting of the abovenamed society duly convened and held at Newtown on 10th March 2005, the subjoined special resolution was duly passed. It was resolved that: (1) The Society be wound up voluntarily. (2) That Maree Emery, c.o. 43 Enmore Road, Newtown, be appointed liquidator at a fee of Seventeen Hundred Fifty Dollars (\$1750.00) or such lesser fee as may be determined by the Co-Operative Advisory Council. (3) That the liquidator be empowered to compromise with debtors and/or creditors. D. L. SCUTTS, Director, A. R. PARKER, Secretary, c.o. Newtown United Co-Operative Building Association, 43 Enmore Road, Newtown NSW 2042, tel.: (02) 9557 1898. [1106]

NOTICE of voluntary winding up.—ZALAR PTY LIMITED, ACN 084 493 827.—The following special resolution was passed at an extraordinary general meeting of Zalar Pty Limited held at 1st Floor, 25 Bolton Street, Newcastle NSW 2300, on 24th June 2004: “That pursuant to section 491(1) of the Corporations Act 2001, the company be voluntarily wound up and that Ian Neale be appointed liquidator for the purpose of the winding up”. Dated 29th June 2004.

IAN NEALE, Liquidator, c.o. Cutcher & Neale, Chartered Accountants, The Bolton Building, 25 Bolton Street (PO Box 694), Newcastle NSW 2300, tel.: (02) 4928 8500. [1110]

NOTICE of voluntary winding up.—COUNTRY CLUBS OF AUSTRALIA PTY LIMITED, ACN 003 504 916.—The following special resolution was passed at an extraordinary general meeting of Country Clubs of Australia Pty Limited held at 1st Floor, 25 Bolton Street, Newcastle NSW 2300, on 10th February 2005: “That pursuant to section 491(1) of the Corporations Act 2001, the company be voluntarily wound up and that Alan Keller be appointed liquidator for the purpose of the winding up”. Dated 10th February 2005. ALAN KELLER, Liquidator, c.o. Cutcher & Neale, Chartered Accountants, The Bolton Building, 25 Bolton Street (PO Box 694), Newcastle NSW 2300, tel.: (02) 4928 8500. [1111]

NOTICE of voluntary winding up.—PAVEL INVESTMENTS PTY LIMITED, ACN 000 667 014.—The following special resolution was passed at an extraordinary general meeting of Pavel Investments Pty Limited held at 1st Floor, 25 Bolton Street, Newcastle NSW 2300, on 31st May 2004: “That pursuant to section 491(1) of the Corporations Act 2001, the company be voluntarily wound up and that Robert Taber be appointed liquidator for the purpose of the winding up”. Dated 31st May 2004. ROBERT TABER, Liquidator, c.o. Cutcher & Neale, Chartered Accountants, The Bolton Building, 25 Bolton Street (PO Box 694), Newcastle NSW 2300, tel.: (02) 4928 8500. [1112]

NOTICE of voluntary winding up.—RETLOC HOLDINGS PTY LIMITED, ACN 001 390 192.—The following special resolution was passed at an extraordinary general meeting of Retloc Holdings Pty Limited held at 1st Floor, 25 Bolton Street, Newcastle NSW 2300, on 25th June 2004: “That pursuant to section 491(1) of the Corporations Act 2001, the company be voluntarily wound up and that Robert Taber be appointed liquidator for the purpose of the winding up”. Dated 29th June 2004. ROBERT TABER, Liquidator, c.o. Cutcher & Neale, Chartered Accountants, The Bolton Building, 25 Bolton Street (PO Box 694), Newcastle NSW 2300, tel.: (02) 4928 8500. [1113]

NOTICE of voluntary winding up.—NEWCASTLE AMUSEMENTS PTY LIMITED, ACN 000 284 702.—The following special resolution was passed at an extraordinary general meeting of Newcastle Amusements Pty Limited held at 1st Floor, 25 Bolton Street, Newcastle NSW 2300, on 4th June 2004: “That pursuant to section 491(1) of the Corporations Act 2001, the company be voluntarily wound up and that Garry John Paton be appointed liquidator for the purpose of the winding up”. Dated 4th June 2004. GARRY JOHN PATON, Liquidator, c.o. Cutcher & Neale, Chartered Accountants, The Bolton Building, 25 Bolton Street (PO Box 694), Newcastle NSW 2300, tel.: (02) 4928 8500. [1114]

NOTICE of voluntary winding up.—PATONS INVESTMENTS PTY LIMITED, ACN 000 341 604.—The following special resolution was passed at an extraordinary general meeting of Patons Investments Pty Limited held at 1st Floor, 25 Bolton Street, Newcastle NSW 2300, on 4th June 2004: “That pursuant to section 491(1) of the Corporations Act 2001, the company be voluntarily wound up and that Garry John Paton be appointed liquidator for the purpose of the winding up”.

Dated 4th June 2004. GARRY JOHN PATON, Liquidator, c.o. Cutchler & Neale, Chartered Accountants, The Bolton Building, 25 Bolton Street (PO Box 694), Newcastle NSW 2300, tel.: (02) 4928 8500. [1115]

NOTICE of voluntary liquidation.—PICKSTONE CONSTRUCTIONS PTY LTD, ACN 059 120 973 (in liquidation).—Notice is hereby given pursuant to section 491(2) of the Corporations Act 2001, that at a general meeting of the abovenamed company, duly convened and held at Suite 12, Westlakes Arcade, 108-112 The Boulevard, Toronto NSW 2283, on 11th March 2005, the following special resolution passed: “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”. Dated this 11th day of March 2005. IAN HAMILTON PERRY, Liquidator, c.o. K. H. Perry & Co. Pty Ltd, Chartered Accountants, Suite 12, Westlakes Arcade, 108-112 The Boulevard (PO Box 20, Toronto 2283), Toronto NSW 2283, tel.: (02) 4959 5322. [1116]

NOTICE of voluntary liquidation.—WORLDWIDE CYBERTECH PTY LTD, ACN 001 414 599 (in liquidation).—Notice is hereby given pursuant to section 491(2) of the Corporations Act 2001, that at a general meeting of the abovenamed company, duly convened and held at Suite 12, Westlakes Arcade, 108-112 The Boulevard, Toronto NSW 2283, on 28th February 2005, the following special resolution passed: “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”. Dated this 28th day of February 2005. IAN HAMILTON PERRY, Liquidator, c.o. K. H. Perry & Co. Pty Ltd, Chartered Accountants, Suite 12, Westlakes Arcade, 108-112 The Boulevard (PO Box 20, Toronto 2283), Toronto NSW 2283, tel.: (02) 4959 5322. [1117]

NOTICE of winding up.—In the Supreme Court of NSW No. 6934 of 2004, TRI-STATE PETROLEUM VICTORIA PTY LTD, ACN 093 041 091.—1. Proceedings for the winding up of Tri-State Petroleum Victoria Pty Ltd was commenced by the plaintiff Tri-State Petroleum Pty Ltd, ACN 079 873 359, on 21st December 2004 and will be heard by the Supreme Court of NSW at Court 7A, Supreme Court of NSW, Law Courts Building, Queens Square, Sydney, at 11:00 a.m., on Tuesday, 29th March 2005. Copies of documents filed may be obtained from the plaintiff’s address for service. 2. The plaintiff’s address for service is Kells the Lawyers, Level 15, 9 Castlereagh Street, Sydney NSW 2000, tel.: (02) 9233 7411. 3. Any person intending to appear at the hearing must file a notice of appearance in accordance with the prescribed form together with any affidavit on which the person intends to rely and serve a copy of the notice and any affidavit on the plaintiff’s address for service at least 3 days before the date fixed for hearing. Dated 16th March 2005. MARIO

QUINTILIANI, Solicitor for the Plaintiff, c.o. Kells the Lawyers, Level 15, 9 Castlereagh Street, Sydney NSW 2000, tel.: (02) 9233 7411. Reference: MH:403171. [1123]

NOTICE of final meeting.—MILTON GROUP SUPERANNUATION PTY LTD, ACN 000 144 730 (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 Friday, 15th April 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 15th day of March, 2005. By Order of the Board. S. B. HUMPHRYS, Liquidator, c.o. Moore Stephens Wi, Chartered Accountants, Level 5, CML Building, 14 Martin Place, Sydney NSW 2000, tel.: (02) 8236 7700. [1121]

NOTICE of final meeting.—MILTON GS PTY LTD, ACN 065 682 279 (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 Friday, 15th April 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 15th day of March 2005. By Order of the Board. S. B. HUMPHRYS, Liquidator, c.o. Moore Stephens Wi, Chartered Accountants, Level 5, CML Building, 14 Martin Place, Sydney NSW 2000, tel.: (02) 8236 7700. [1122]

OTHER NOTICES

NOTICE of dissolution of partnership.—Take notice that pursuant to section 36 of the Partnership Act that as a consequence of the death on 31st December 2004, of Alfred George Hynard, the partnership firm of which he was a member then conducting the business of the Mercantile Hotel, George Street, The Rocks, Sydney NSW 2000, was dissolved. This notice is directed to all persons dealing with the firm or subsequent to 31st December 2004 and is given by Kaye Al-Rae Hynard and Gregory Bede Gwynne (executors of Mr Hynard’s Will in whose favour Probate was granted on 16th February 2005). GWYNNE THOMPSON, Solicitors, Level 16, 323 Castlereagh Street, Sydney NSW 2000, (DX11509, Sydney Downtown), tel.: (02) 9212 7055. Reference: GBG/FF/H287. [1120]

NOTICE of appointment of Controller.—AMAZULU PTY LIMITED, ACN 050 035 428.—Notice is given that pursuant to section 427(1A) of the Corporations Law, that Kenneth John Millar was appointed as Controller of the abovementioned company and took possession of 354 King Georges Road, Beverley Hills, New South Wales, on the 23rd February 2005. Dated this 10th day of March 2005. WATKINS TAPSELL, Solicitors and Barristers, 161 Oak Road, Kirrawee NSW 2232 (DX4512, Sutherland), tel.: 9521 7221. [1120]

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