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NEW SOUTH WALES

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LEGISLATION

Proclamations



New South Wales

Proclamation

under the

Cancer Institute (NSW) Act 2003 No 14

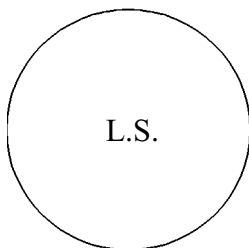
MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Cancer Institute (NSW) Act 2003*, do, by this my Proclamation, appoint 23 September 2005 as the day on which the following provisions of that Act commence:

- (a) sections 26, 27 and 28,
- (b) Schedules 2 and 3.1.

Signed and sealed at Sydney, this 21st day of September 2005.

By Her Excellency's Command,



L.S.

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

Explanatory note

The object of this Proclamation is to commence the provisions of the *Cancer Institute (NSW) Act 2003* that provide for the registration of the New South Wales Cancer Council as a company under the *Corporations Act 2001* of the Commonwealth.

Regulations



New South Wales

Cancer Institute (NSW) Regulation 2005

under the

Cancer Institute (NSW) Act 2003

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Cancer Institute (NSW) Act 2003*.

FRANK SARTOR, M.P.,

Minister Assisting the Minister for Health (Cancer)

Explanatory note

Schedule 2 to the *Cancer Institute (NSW) Act 2003* provides for the Cancer Council (which is currently a statutory corporation) to become a deemed registration company under the *Corporations Act 2001* of the Commonwealth when the Minister for Health specifies a registration date by order under that Schedule. Before a registration date may be specified, the Cancer Council must first lodge certain documents with ASIC, namely a notice setting out details relating to the new registration company and a copy of its constitution.

The object of this Regulation is to provide that the documents required to be lodged with ASIC are the documents that the Minister administering the *Cancer Institute (NSW) Act 2003* has approved to be the documents for the purposes of section 5H (2) and (3) of the *Corporations Act 2001* of the Commonwealth.

This Regulation is made under the *Cancer Institute (NSW) Act 2003*, including section 25 (4) (d).

This Regulation comprises or relates to matters of a transitional nature.

Clause 1 Cancer Institute (NSW) Regulation 2005

Cancer Institute (NSW) Regulation 2005

under the

Cancer Institute (NSW) Act 2003

1 Name of Regulation

This Regulation is the *Cancer Institute (NSW) Regulation 2005*.

2 Commencement

This Regulation commences on 23 September 2005.

3 Documents required to be lodged in connection with the registration of Cancer Council as a company

- (1) The documents that are required to be lodged under section 5H (2) and (3) of the *Corporations Act 2001* of the Commonwealth in connection with the registration of the Cancer Council as a company under that Act are the documents, as referred to in those subsections, that have been approved by the Minister.
- (2) Accordingly, the Cancer Council is taken not to have complied with section 5H (2) and (3) of the *Corporations Act 2001* of the Commonwealth unless the documents concerned have been approved by the Minister.



New South Wales

Passenger Transport (Drug and Alcohol Testing) Amendment (Authorised Officers) Regulation 2005

under the

Passenger Transport Act 1990

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

JOHN WATKINS, M.P.,
Minister for Transport

Explanatory note

The object of this Regulation is to amend the *Passenger Transport (Drug and Alcohol Testing) Regulation 2004* as a consequence of changes to the designation of persons who may carry out drug and alcohol testing, being changes resulting from the commencement of the *Transport Legislation Amendment (Waterfall Rail Inquiry Recommendations) Act 2005*.

This Regulation is made under the *Passenger Transport Act 1990*, including section 63 (the general regulation-making power) and clause 3 of Schedule 5.

Clause 1 Passenger Transport (Drug and Alcohol Testing) Amendment (Authorised Officers) Regulation 2005

Passenger Transport (Drug and Alcohol Testing) Amendment (Authorised Officers) Regulation 2005

under the

Passenger Transport Act 1990

1 Name of Regulation

This Regulation is the *Passenger Transport (Drug and Alcohol Testing) Amendment (Authorised Officers) Regulation 2005*.

2 Amendment of Passenger Transport (Drug and Alcohol Testing) Regulation 2004

The *Passenger Transport (Drug and Alcohol Testing) Regulation 2004* is amended as set out in Schedule 1.

Passenger Transport (Drug and Alcohol Testing) Amendment (Authorised Officers) Regulation 2005

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 2)

[1] Clause 3 Definitions

Omit the definition of *authorised officer* from clause 3 (1). Insert instead:

authorised officer means a person who is authorised under clause 4.

[2] Clause 4 Authorisation of officers

Omit “appoint any of the following persons to be an authorised officer for the purposes of exercising functions” from clause 4 (1).

Insert instead “authorise any of the following persons to exercise the functions of an authorised officer”.

[3] Clause 4 (2)

Omit “appoint as an authorised officer”. Insert instead “authorise”.

[4] Clause 4 (3)

Omit “instrument of appointment”. Insert instead “authorisation”.

[5] Clause 4 (5), (6) and (7)

Omit “appointment” wherever occurring. Insert instead “authorisation”.

[6] Clause 4 (6)

Omit “appointed as an authorised officer”. Insert instead “authorised”.

[7] Clause 24 Certificate evidence of concentration of alcohol in blood determined by breath analysis

Omit “a duly appointed” from clause 24 (3) (a).

Insert instead “duly authorised as an”.



New South Wales

Poisons and Therapeutic Goods Amendment Regulation 2005

under the

Poisons and Therapeutic Goods Act 1966

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Poisons and Therapeutic Goods Act 1966*.

JOHN HATZISTERGOS, M.L.C.,
Minister for Health

Explanatory note

The object of this Regulation is to amend the *Poisons and Therapeutic Goods Regulation 2002*:

- (a) to remove provisions prescribing the form of an application for an authority to prescribe a drug of addiction under section 28 of the *Poisons and Therapeutic Goods Act 1966* as a consequence of an amendment to that Act to provide for the application to be in a form approved by the Director-General, and
- (b) to remove a quantity-based exception to the requirement that a medical practitioner, nurse practitioner, dentist or veterinary surgeon who supplies a restricted substance must make and keep certain records of such a supply, and
- (c) to make it clear that the label on a container of a therapeutic substance must contain the approved name of the substance irrespective of whether it is a preparation compounded in accordance with the formula of the dealer supplying the substance.

This Regulation is made under the *Poisons and Therapeutic Goods Act 1966*, including sections 17, 24 and 45C (the general regulation-making power).

Clause 1 Poisons and Therapeutic Goods Amendment Regulation 2005

Poisons and Therapeutic Goods Amendment Regulation 2005

under the

Poisons and Therapeutic Goods Act 1966

1 Name of Regulation

This Regulation is the *Poisons and Therapeutic Goods Amendment Regulation 2005*.

2 Amendment of Poisons and Therapeutic Goods Regulation 2002

The *Poisons and Therapeutic Goods Regulation 2002* is amended as set out in Schedule 1.

Poisons and Therapeutic Goods Amendment Regulation 2005

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 2)

[1] **Clause 55 Records to be kept of supply of restricted substances by medical practitioners, nurse practitioners, dentists and veterinary surgeons**

Omit “in a quantity exceeding that required for 3 days’ treatment”.

[2] **Clause 176**

Omit the clause. Insert instead:

176 Applications for authorities under section 29 (cf cl 157 of P&TG Reg 1994)

Before determining an application referred to in section 29 (1) of the Act, the Director-General may require the applicant to furnish such further information as the Director-General may require in relation to the application.

[3] **Appendix A Labelling of therapeutic substances**

Omit clause 1 (3) (b). Insert instead:

- (b) the substance’s approved name,
- (b1) the substance’s proprietary name (unless the substance is a preparation compounded in accordance with the dealer’s own formula),



New South Wales

Rail Safety (Drug and Alcohol Testing) Amendment (Authorised Officers) Regulation 2005

under the

Rail Safety Act 2002

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

JOHN WATKINS, M.P.,
Minister for Transport

Explanatory note

The object of this Regulation is to amend the *Rail Safety (Drug and Alcohol Testing) Regulation 2003* as a consequence of changes to the designation of persons who may carry out drug and alcohol testing, being changes resulting from the commencement of the *Transport Legislation Amendment (Waterfall Rail Inquiry Recommendations) Act 2005*.

This Regulation is made under the *Rail Safety Act 2002*, including section 117 (the general regulation-making power) and clause 2 of Schedule 1.

Clause 1 Rail Safety (Drug and Alcohol Testing) Amendment (Authorised Officers)
Regulation 2005

Rail Safety (Drug and Alcohol Testing) Amendment (Authorised Officers) Regulation 2005

under the

Rail Safety Act 2002

1 Name of Regulation

This Regulation is the *Rail Safety (Drug and Alcohol Testing) Amendment (Authorised Officers) Regulation 2005*.

2 Amendment of Rail Safety (Drug and Alcohol Testing) Regulation 2003

The *Rail Safety (Drug and Alcohol Testing) Regulation 2003* is amended as set out in Schedule 1.

Rail Safety (Drug and Alcohol Testing) Amendment (Authorised Officers)
Regulation 2005

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 2)

[1] Clause 3 Definitions

Omit the definition of *authorised officer* from clause 3 (1). Insert instead:

authorised officer means a person who is authorised under clause 4.

[2] Clause 4 Authorisation of officers

Omit “appoint any of the following persons to be an authorised officer for the purposes of exercising functions” from clause 4 (1).

Insert instead “authorise any of the following persons to exercise the functions of an authorised officer”.

[3] Clause 4 (2)

Omit “appoint as an authorised officer”. Insert instead “authorise”.

[4] Clause 4 (3)

Omit “instrument of appointment”. Insert instead “authorisation”.

[5] Clause 4 (4), (5) and (7)

Omit “appointment” wherever occurring. Insert instead “authorisation”.

[6] Clause 4 (6)

Omit “appointed as an authorised officer”. Insert instead “authorised”.

[7] Clause 4 (6)

Omit “appointment as an authorised officer”. Insert instead “authorisation”.

[8] Clause 24 Certificate evidence of concentration of alcohol in blood determined by breath analysis

Omit “a duly appointed” from clause 24 (3) (a).

Insert instead “duly authorised as an”.

Rules



New South Wales

Supreme Court Rules (Amendment No 406) 2005

under the

Supreme Court Act 1970

The Supreme Court Rule Committee made the following rules of court under the *Supreme Court Act 1970* on 19 September 2005.

Steven Jupp
Secretary of the Rule Committee

Explanatory note

The object of these Rules is to update the reference in the definition of *the code* in rule 3J (2) of Part 75 of the *Supreme Court Rules 1970* to the schedule that sets out the expert witness code of conduct, being Schedule 7 to the *Uniform Civil Procedure Rules 2005*.

Rule 1 Supreme Court Rules (Amendment No 406) 2005

Supreme Court Rules (Amendment No 406) 2005

under the

Supreme Court Act 1970

1 Name of Rules

These Rules are the *Supreme Court Rules (Amendment No 406) 2005*.

2 Amendment of Supreme Court Rules 1970

The *Supreme Court Rules 1970* are amended by omitting from the definition of *the code* in rule 3J (2) of Part 75 the word “Schedule K” and by inserting instead the words “Schedule 7 to the *Uniform Civil Procedure Rules 2005*”.

Other Legislation



New South Wales

Magistrates' Leave and Related Provisions Amendment (Health Assessment) Determination 2005

under the

Local Courts Act 1982

I, ROBERT JOHN DEBUS, Attorney General, in pursuance of section 22 of the *Local Courts Act 1982*, make the following Determination.
Dated, this 12th day of September 2005.

BOB DEBUS, M.P.,
Attorney General

Explanatory note

The object of this Determination is to amend the *Magistrates' Leave and Related Provisions Determination* to provide for the Chief Magistrate to direct a Magistrate to submit to a health assessment and furnish the results of the assessment to the Chief Magistrate.

Such a direction may not be given unless the Chief Magistrate has reason to suspect that the state of the Magistrate's health is likely to seriously affect his or her capacity to perform the duties of a Magistrate.

This Determination is made under section 22 of the *Local Courts Act 1982*.

Clause 1 Magistrates' Leave and Related Provisions Amendment (Health Assessment) Determination 2005

Magistrates' Leave and Related Provisions Amendment (Health Assessment) Determination 2005

under the

Local Courts Act 1982

1 Name of Determination

This Determination is the *Magistrates' Leave and Related Provisions Amendment (Health Assessment) Determination 2005*.

2 Amendment of Magistrates' Leave and Related Provisions Determination

The *Magistrates' Leave and Related Provisions Determination* is amended as set out in Schedule 1.

Magistrates' Leave and Related Provisions Amendment (Health Assessment) Determination 2005

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 2)

[1] Part A, clause 3A

Insert after clause 3:

3A Fitness for duty

- (1) If the Chief Magistrate so directs, a Magistrate:
 - (a) must submit to such medical examination or other health assessment as the Chief Magistrate may determine, and
 - (b) must furnish the Chief Magistrate with a copy of the results of the examination or assessment.
- (2) A direction under subclause (1) may not be given unless the Chief Magistrate has reason to suspect that the Magistrate may not be fit for duty.
- (3) The Chief Magistrate must have regard to the advice of HealthQuest for the purpose of determining:
 - (a) the nature of the medical examination or other health assessment to which a Magistrate should be required to submit, and
 - (b) the medical practitioner or other health professional by whom the examination or other health assessment should be conducted.
- (4) For the purposes of this clause, a Magistrate is not fit for duty if the Magistrate's health is likely to seriously affect his or her capacity to perform the duties of a Magistrate.

[2] Part B, clause 5B Requirements for Medical Certificate

Omit "the Government Medical Officer" from clause 5B (3), (4) and (6) wherever occurring.

Insert instead "HealthQuest".

OFFICIAL NOTICES

Appointments

CONSTITUTION ACT 1902

Ministerial Arrangements During the Absence from Duty
of the Premier, Treasurer and Minister for Citizenship

PURSUANT to section 36 of the Constitution Act 1902, Her Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable JA Watkins MP, Deputy Premier, Minister for Transport, and Minister for State Development, to act for and on behalf of the Premier, as on and from 30 September 2005, with a view to him performing the duties of the office of the Premier, during my absence from duty.

MORRIS IEMMA,
Premier

Department of Lands

DUBBO OFFICE

142 Brisbane Street (PO Box 865), Dubbo NSW 2830

Phone: (02) 6841 5200 Fax: (02) 6841 5231

APPOINTMENT OF TRUST BOARD MEMBERS

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

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

COLUMN 1

Christopher
Edward TAYLOR
(new member)
Neil Frederick
SPACKMAN
(new member)
James Warren
CHARLTON
(new member)

COLUMN 2

Orana Pistol
Club Trust

COLUMN 3

Reserve No. 97792
Public Purpose: Non-Profit
Making Organisations
Notified: 17 May 1985
File Reference: DB84 R 87

For a term commencing this day
and expiring 13 June 2007.

GOULBURN OFFICE

159 Auburn Street (PO Box 748), Goulburn NSW 2580

Phone: (02) 4828 6725 Fax: (02) 4828 6730

ROADS ACT 1993

Notification of Closing of a Road

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

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

Description

*Parish: Joadja; County: Camden
Land District: Moss Vale; LGA: Wingecarribee*

Lots 1 and 2, DP 1085818 (not being land under the Real Property Act).

File Reference: GB 03 H 11:JK

SCHEDULE 1

On closing, the title for the land in Lots 1 and 2, DP 1085818 remains vested in the State of New South Wales as Crown land.

NOWRA OFFICE**5 O'Keefe Avenue (PO Box 309), Nowra NSW 2541****Phone: (02) 4428 6900 Fax: (02) 4428 6988****DECLARATION OF LAND TO BE CROWN LAND**

PURSUANT to the provisions of section 138 of the Crown Lands Act, 1989, the land described in the schedule hereunder, is declared to be Crown land within the meaning of the Act.

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

SCHEDULE

Land vested in the Minister for Public Works

*Land District – Bega; LGA – Bega Valley Shire
Parish – Bermagui; County – Dampier*

Lot 22, DP 1081828 containing an area of 8526 square metres at Cuttagee. File Ref: NA04 H 83.

RESERVATION OF CROWN LAND

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

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

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Land District: Bega Local Government Area: Bega Valley Shire Council Locality: Cuttagee Lake Lot: 22, Sec.: *, D.P. No.: 1081828, Parish: Bermagui, County: Dampier Area: 8526m ² File Reference: NA05 R 28	Reserve No. 1010948 Public Purpose: Environmental Protection

Notes: Being the land declared to be Crown land, this day.

ESTABLISHMENT OF RESERVE TRUST

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

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

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Barragoot Beach (R.1010948) Reserve Trust	Reserve No. 1010948 Public Purpose: Environmental Protection Notified: This Day File Reference: NA05 R 28

APPOINTMENT OF CORPORATION TO MANAGE RESERVE TRUST

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

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

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Bega Valley Shire Council	Barragoot Beach (R.1010948) Reserve Trust	Reserve No. 1010948 Public Purpose: Environmental Protection Notified: This Day File Reference: NA05 R 28

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 for Lands

Description

*Land District – Nowra; Council – Shoalhaven City
Parish – Conjola; County – St. Vincent*

SCHEDULE 1

The Crown public road adjoining the northern boundaries of Lot 12, DP 597888, Lot 661, DP 868700; end of road and adjoining the western boundaries of Lot 3, DP 829264 and Lot 2, DP 829264. Crown Reference: NA03 H 127.

SCHEDULE 2

Roads Authority: Shoalhaven City Council.
Ref SF7180.

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

APPOINTMENT OF TRUST BOARD MEMBERS

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

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

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Derek John NEWBIGGING (re-appointment)	Mungery Recreation Reserve Trust	Reserve No. 50974 Public Purpose: Public Recreation Notified: 8 September 1915 File Ref.: OE81 R 44/3
Gordon James McINTYRE (re-appointment)		
Neil Robert WARREN (re-appointment)		

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

APPOINTMENT OF TRUST BOARD MEMBERS

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

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

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Sarah WRIGHT (new member)	Trundle Racecourse Trust	Reserve No. 17583 Public Purpose: Racecourse Notified: 27 May 1893 File Ref.: OE80 R 320/4
Neil John COHEN (re-appointment)		
Anthony Uel SIMMONS (re-appointment)		

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

ROADS ACT 1993**ORDER**

Transfer of Crown Road to a Council

IN pursuance of the provisions of section 151, Roads Act 1993, the Crown public roads specified in Schedule 1 are 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 roads specified in Schedule 1 cease to be Crown public roads.

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

SCHEDULE 1

The Crown public road east of Lot 19 and the southernmost 715 metres of road east of Lot 80 in Deposited Plan 757050 in Parish Duckmaloi, County Westmoreland and Land District Lithgow.

File Reference: OE05 H 480

SCHEDULE 2

Road Authority: The Oberon Council
Council Reference: E31.6.2 MM:AS

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

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

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

Description

*Land District – Gunnedah;
Council – Gunnedah Shire Council;
Parish – Gunnedah; County – Pottinger*

Road Closed: Lot 1 DP 1087039

SCHEDULE

On closing, the land within Lot 1, DP 1087039 remains vested in Gunnedah Shire Council as operational land for the purposes of the Local Government Act 1993. Council Ref: 120531. File Ref: Th04 H 227

NOTIFICATION OF CLOSING OF PUBLIC ROAD

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

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

Description

*Land District – Quirindi
Council – Upper Hunter Shire Council
Parish – Murrurundi; County – Brisbane*

Road Closed: Lots 9 to 18, DP 1084708.

SCHEDULE

On closing, the land within Lots 9 – 18 DP 1084708 remains vested in the Upper Hunter Shire Council as operational land for the purposes of the Local Government Act, 1993.

In accordance with section 44 of the Roads Act 1993, the Crown consents to the land in Lots 9-18, DP 1084708 being vested in the Upper Hunter Shire Council as operational land, to be given by the Council as compensation for other land acquired by the Council for the purposes of the Roads Act. File Ref: Th04 H 140

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 CREATION OF EASEMENT**

PURSUANT to section 52, Crown Lands Act 1989, the easement described hereunder is created.

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

Description

*Land District – Wagga Wagga; City – Wagga Wagga;
Parish – Gumly Gumly; County – Wynyard*

Purpose

Right of Carriage Way.

Lands Benefited

Lot 175, DP 757232, Parish Gumly Gumly comprised in part Auto Consol Volume 15294, Folio 81.

Owners of Lands Benefited

A Grade Sand and Gravel Pty Limited.

Date of Creation

20 January 2005.

Land over which created

Formed track approximately 850 metres long and 10 metres wide passing through land vested in Her Majesty and temporarily reserved for Commonage under provisions of the Crown Lands Consolidation Act 1913, by notification in the *Government Gazette* dated 31 August 1951, with an addition notified in the *Government Gazette* of 30 October 1969, known as the Gumly Gumly Common, shown on D.P. 728317 and described as the "site of right of carriage way" and hereinafter referred to as the "right of carriage way".

Terms

1. Full and free right of the owners of the lands benefited, and every person authorised by them, to go pass and repass along the right of carriage way at all times when the business of sand extraction carried out on the lands benefited is operating, for purposes solely arising from and in connection with the said sand extraction business with or without vehicles to and from the lands benefited or any part thereof.
2. This easement shall be extinguished upon the expiration of five (5) years from the date of its creation, or upon the lands benefited ceasing to be used solely for the purpose of a sand extraction business, or upon the temporary reservation for Commonage affecting the land over which the easement is created being revoked, whichever first occurs.
3. (i) The Minister for Lands may in his absolute discretion, extinguish this easement where he is satisfied owners of the lands benefited have failed to comply with any condition of this easement as set out in the conditions hereunder.
(ii) The extinguishment of an easement pursuant to (i) above shall take effect upon a notification of such extinguishment being published in the *Government Gazette*.
4. In the event of an approved determination of native title pursuant to the provisions of the Native Title Act, 1993

as amended, the Minister for Lands may extinguish the Right of Carriageway upon a notification of such extinguishment being published in the *Government Gazette*. The extinguishment is to take effect on the date that the Court's decision is handed down.

Conditions

- (1) The owners of the lands benefited shall maintain gates and cattle grids across the entrance of the right of carriageway and across the exit from the right of carriageway.
- (2) It shall be the responsibility of the owners of the lands benefited to ensure that:
 - (i) Immediately after each use of the right of carriageway the person using it will close the gates referred to in condition (1) so that they will remain closed until re-opened by an authorised person using the right of carriage way; and
 - (ii) The gates referred to in condition (1) are locked at all times when the sand extraction business carried out upon the land benefited is not open and operating.
- (3) (i) The owners of the lands benefited will maintain and repair gates and cattle grids referred to in condition 1 above to the satisfaction of the Minister for Lands
(ii) The cost of the maintenance and repair of the said gates and cattle grids shall be met by the owners of the lands benefited.
- (4) The owners of the lands benefited shall not cause or permit any grading, levelling, draining, resurfacing or other construction work to be carried out upon the right of carriageway without permission of the Trustees of the Gumly Gumly Common.
- (5) The owners of the lands benefited shall not authorise any person to enter onto the right of carriageway other than in connection with or in pursuance of the business of sand extraction carried out upon the lands benefited.
- (6) (i) The owners of the lands benefited by the creation of this easement shall indemnify and keep indemnified the Crown, the Minister for Lands and the Gumly Gumly Common Trust against all actions, suits, claims and demands of whatsoever nature and all costs, charges and expenses in respect of any accident or injury to any person or property which may arise out of their use, maintenance and repair of the right of carriage way.
(ii) Upon the creation of this easement the owners of the lands benefited shall forthwith take out and thereafter during the continuance of this easement keep on hand in the name of the owners of the lands benefited the Crown, the Minister for Lands and the Trustees of the Gumly Gumly Common a policy being for not less than \$10million in respect of any one claim or in such other amount as the Minister for Lands may specify in writing to the owners of the lands benefited.
- (7) (i) The owners of the lands benefited and all persons authorised by them shall take all reasonable precautions to ensure that no injury occurs to stock depastured on the Gumly Gumly Common as a result of vehicles using the right of carriage way.

- (ii) Vehicles using the right of carriageway shall not exceed a speed of 40 kilometres an hour.
 - (iii) If a vehicle using the right of carriageway does cause injury to stock depastured on the Gumly Gumly Common whether by collision or otherwise, the owners of the land benefited shall inform the Trustees of the Gumly Gumly Common immediately.
- (8) (i) Where injury or death occurs to stock depastured on the Gumly Gumly Common as a result of the owners of the benefited lands use the right of carriage way, whether such injury or death result from a collision with a vehicle or not, the owners of the lands benefited shall pay to the owner of that stock compensation, for the loss of stock and for veterinary expenses where necessary.
- (ii) The amount of compensation to be paid under condition (8) (i) shall be as agreed between the owner of the lands benefited and the owner of the stock, or failing agreement by a single arbitrator appointed under the Commercial Arbitration Act 1984 whose determination shall be conclusive.

File No.: WA05 R 12.

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

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

Inspection of this draft assessment can be made at the Wagga Wagga Office of the Department of Lands, on the corner of Johnston and Tarcutta Streets, Wagga Wagga, and the Albury City Council Chambers, 553 Kiewa Street, Albury, during normal business hours. The draft assessment will also be available on the Department of Land's website – www.lands.nsw.gov.au.

Representations are invited from the public on the draft assessment. These may be made in writing for a period of twenty eight (28) days commencing from 23 September 2005 until 21 October 2005 and should be sent to the Land Assessment Officer, Department of Lands, PO Box 60, Wagga Wagga 2650. Please quote File Number WA04 H 401.

Reason for assessment: The Land Assessment was undertaken to identify the future use of the Crown land parcel.

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

Description: Crown land at the Wodonga Gateway Village, Wodonga, comprising a total area of 163.5m² being Lot 1 unregistered Plan, Part Reserve 56146 from Sale or Lease. Generally notified 11 May 1923. Parish of Albury, County of Goulburn and Local Government Area of Albury City.

Contact: Shona Cowley (02) 6937 2713.

Department of Natural Resources

WATER ACT 1912

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

An 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

Danny Frank BOOLE and Caroline Jayne BURROWS for a pump on the Murrumbidgee River, Lot 35, DP 750552, Parish of Murrumbucka, County of Beresford, for water supply for irrigation of 12 hectares (lucerne) (split of existing licence – no increase in allocation) (Reference: 40SL71064).

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 28 days as fixed by the Act.

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

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

WATER ACT 1912

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

Beverley Myrtle HEWETT and James Frederick HEWETT for two pumps on Back Creek, Lot 22, DP 876882, Parish Tomki, County Rous, for water supply for farming purposes and irrigation of 28 hectares (147 megalitres) (application for replacement licence – increase in allocation/area of 9 megalitres/6 hectares by way of permanent transfer) (Reference: GRA6323291) (GA2:476129).

Robert John WAUGH and Robyn Elizabeth WAUGH for a pump on Bellinger River, Lots 23, 26 and 264, DP 755557, Parish South Bellingen, County Raleigh, for irrigation of 9 hectares (54 megalitres) (new licence – entitlement by way of permanent transfer) (Reference: GRA6323627) (GA2:476127).

John Gilbert WOOD for a pump on Pine Creek, Lot 22, DP 602552, Parish Bonville, County Raleigh, for water supply for industrial purposes (aquaculture) (new licence – application by way of permanent transfer) (Reference: GRA6323574) (GA2:476128).

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

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

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

WATER ACT 1912

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

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

Lachlan River Valley

CADIA HOLDINGS PTY LIMITED for 2 pumps on the Belubula River on Lot 14, DP 750362, Parish of Blake, County of Bathurst, for water supply for mining purposes (new licence – combining existing entitlements with entitlements obtained by way of permanent transfer scheme) (existing pumps, no increase in pumping capacity) (GA2:466386) (Ref: 70SL091044). (In lieu of advertisement in *The Canowindra News* on 6 July 2005, *Central Western Daily* on 1 July 2005 and the *Government Gazette* on the 1 July 2005).

Marvick ATTARD for a dam and pump on an unnamed watercourse on Lot 332, DP 754126, Parish of Lampton, County of King for conservation of water for stock purposes and irrigation of 4 hectares (lucerne) (new licence – entitlement obtained by way of permanent transfer scheme) (GA2:466387) (Ref: 70SL091008). (In lieu of advertisement in *The Crookwell Gazette* on 26 August 2004 and the *Government Gazette* on the 27 August 2004).

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 28 days of the date of this publication as prescribed by the Act.

VIV RUSSELL,
Resource Access Manager,
Central West Region,

Department of Natural Resources,
PO Box 136,
Forbes NSW 2871

WATER ACT 1912

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

An application for approval of controlled works under section 167 within the proclaimed (declared) local area described hereunder has been received as follows:

Gwydir River Valley

Bernard George BOLAND for controlled works consisting of water storages on the Lower Gwydir Floodplain on Lot 4, DP 608335, Parish of Carbeenbri, County of Benarba, on the property known as "Coombah" for conservation of water (Reference: 90CW810941) (GA2:472230).

Written objections to the application specifying the grounds thereof may be made by any statutory authority or local occupier within the proclaimed area, whose interest may be affected must be lodged with the Department's Resource Access Manager at Tamworth by 18 October 2005.

Plans showing the location of the works referred to in the above application may be viewed at the Tamworth, Narrabri or Moree offices of the Department of Natural Resources.

GEOFF CAMERON,
Manager,
Resource Access

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

WATER ACT 1912

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

Michael William Strelley and Sharon Anne MARTIN for a pump on Candelo Creek being Part Lot 13, DP 1050651, Parish of Candelo, County of Auckland for water supply for stock and domestic purposes (part replacement license) (part replacing existing license 10SL051877 due to permanent transfer of 5.0 megalitres) (not subject to the 2003 Bega River catchment embargo) (Ref: 10SL056672) (GA2:502418)

Raymond Laurence and Heather Linda WHEATLEY for a 4.5 megalitre earthen bywash dam and pump on a 1st order unnamed watercourse being Lot 8, DP 270225, Parish of Abington, County of Wallace for conservation of water and water supply for stock and domestic purposes (new license) (dam in excess of the maximum harvestable right dam capacity) (Ref: 10SL056673) (GA2:502417)

Any inquiries regarding the above should be directed to the undersigned (phone: (02) 4428 6919).

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

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

Department of Natural Resources,
PO Box 309, Nowra NSW 2541

WATER ACT 1912

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

Jeffrey Wayne and Iris IMISON and others for a 0.5 megalitre existing weir and diversion pipe on an Unnamed Watercourse being Part Lot 244, DP 750220, Parish of Mumbulla, County of Auckland for water supply for stock and domestic purposes (new authority) (not subject the Brogo River Catchment embargo) (Ref:10SA2536) (GA2:502419)

Any inquiries regarding the above should be directed to the undersigned (telephone: (02) 4428 6919).

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

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

Department of Natural Resources,
PO Box 309, Nowra NSW 2541

Department of Planning



New South Wales

Corowa Local Environmental Plan 1989 (Amendment No 16)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (Q03/00261/PC)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Corowa Local Environmental Plan 1989 (Amendment No 16)

Corowa Local Environmental Plan 1989 (Amendment No 16)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Corowa Local Environmental Plan 1989 (Amendment No 16)*.

2 Aims of plan

The aims of this plan are:

- (a) to rezone certain land in Corowa from Zone No 1 (a) (General Rural Zone) to Zone No 2 (a) (Residential "A" Zone), and
- (b) to rezone certain land on the fringe of the Corowa central business district from Zone No 2 (a) (Residential "A" Zone) to Zone No 3 (a) (Commercial Zone), and
- (c) to rezone certain land in Corowa and Mulwala from Zone No 1 (a) (General Rural Zone) to Zone No 4 (a) (Industrial Zone), and
- (d) to rezone land containing the Corowa Water Treatment Plant from Zone No 2 (a) (Residential "A" Zone) to Zone No 5 (a) (Special Uses Zone) to reflect its land use, and
- (e) to rezone land containing an environmentally significant wetland at Corowa from Zone No 1 (a) (General Rural Zone) to the proposed Zone No 7 (a) (Environment Protection Zone), and
- (f) to rezone certain land in Mulwala from Zone No 1 (c) (Rural Small Holdings Zone) and Zone No 2 (a) (Residential "A" Zone) to Zone No 6 (b) (Private Open Space Zone), and
- (g) to rezone certain land in Mulwala from Zone No 1 (a) (General Rural Zone) to Zone No 1 (c) (Rural Small Holdings Zone), and
- (h) to replace the existing Zone No 7 (a) (Riparian Lands and Wetlands Zone) with a new Zone No 7 (a) (Environment Protection Zone), and

-
- (i) to reduce the number of “concessional” allotments available to existing holdings in both Zone No 1 (a) (General Rural Zone) and the proposed Zone No 7 (a) (Environment Protection Zone) from two to one, and
 - (j) to allow for development for the purpose of residential flat buildings, with the consent of Council, within Zone No 3 (a) (Commercial Zone) in Mulwala township.

3 Land to which plan applies

- (1) This plan applies to the following land:
 - (a) in relation to the aim set out in clause 2 (a)—part of Lots 5 and 6, DP 753734, Lot 1, DP 559625, Lot 1912, DP 1045138, Lots 1, 2, 3 and 4, DP 199174, Lot 1A, DP 2840, Lots 21 and 22, DP 600740, Lot 1, DP 734514 and part of Lot 1, DP 730627, Redlands Road and Cemetery Lane, Corowa, as shown edged heavy black on Sheet 1 of the map,
 - (b) in relation to the aim set out in clause 2 (b)—Lot 1, DP 995574, corner of Bow and John Streets, Corowa, as shown edged heavy black on Sheet 2 of the map,
 - (c) in relation to the aim set out in clause 2 (c)—part of Lot 389, DP 753734, Norseman Road and Cemetery Lane, Corowa and to Lot 601, DP 628281 and Lot 141, DP 855408, Tocumwal Road, Mulwala, as shown edged heavy black on Sheets 1 and 3 of the map,
 - (d) in relation to the aim set out in clause 2 (d)—part of Lot 4, DP 1038785, Honour Avenue, Corowa, as shown edged heavy black on Sheet 4 of the map,
 - (e) in relation to the aim set out in clause 2 (e)—Lots 17 and 18, DP 753734 and to part of Lot 4, DP 1038785, Bullicourt Road, Corowa as shown edged heavy black on Sheet 4 of the map,
 - (f) in relation to the aim set out in clause 2 (f)—Lot 1, DP 432238, Lot 1, DP 789194 and Lots 21 and 22, DP 773702, Bayly Street, Mulwala, as shown edged heavy black on Sheet 5 of the map,
 - (g) in relation to the aim set out in clause 2 (g)—Lot 1, DP 600973, Lot 1, DP 782958, Lot 105, DP 872148, Lots 106, 107, 109, 110, 111, 112, to part of Lot 138 and to part of Lot 272, DP 752290, Tocumwal Road, Mulwala, as shown edged heavy black on Sheet 3 of the map,
 - (h) in relation to the aim set out in clause 2 (h)—the land within the existing Zone No 7 (a) (Riparian Lands and Wetlands Zone),

Clause 4 Corowa Local Environmental Plan 1989 (Amendment No 16)

- (i) in relation to the aim set out in clause 2 (i)—the land within Zone No 1 (a) (General Rural Zone) and the proposed Zone No 7 (a) (Environment Protection Zone),
 - (j) in relation to the aim set out in clause 2 (j)—the land within Zone No 3 (a) (Commercial Zone) in Mulwala township.
- (2) In this clause, *map* means the map marked “Corowa Local Environmental Plan 1989 (Amendment No 16)” deposited in the offices of Corowa Shire Council.

4 Amendment of Corowa Local Environmental Plan 1989

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

Corowa Local Environmental Plan 1989 (Amendment No 16)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 5 Definitions

Omit the definition of *riparian lands and wetlands* from clause 5 (1).

[2] Clause 5 (1)

Insert at the end of the definition of *the map*:

Corowa Local Environmental Plan 1989 (Amendment No 16)—
Sheets 1 to 5

[3] Clause 8 Zones indicated on the map

Omit “(Riparian Lands and Wetlands Zone)”.

Insert instead “(Environment Protection Zone)”.

[4] Clause 9 Zone objectives and development control table

Omit the matter relating to Zone No 7 (a) (Riparian Lands and Wetlands Zone) from the Table to the clause.

Insert instead:

Zone No 7 (a) (Environment Protection Zone)

1 Objectives of zone

The objectives of this zone are to identify and protect lands that are environmentally sensitive from adverse development impacts, and in particular:

- (a) areas of biological diversity, remnant native vegetation (including grasslands), places significant for nature conservation, and areas of habitat (including potential “critical” habitat for threatened species), and
- (b) the wetland environment and the natural habitats it supports for conservation purposes, and
- (c) places and buildings of archaeological or heritage significance (including Aboriginal relics and places), and
- (d) the scenic values of the region, and
- (e) the water quality of streams, lakes and groundwater resources.

Corowa Local Environmental Plan 1989 (Amendment No 16)

Schedule 1 Amendments

2 Without development consent

Agriculture (other than animal boarding or training establishments).

3 Only with development consent

Ancillary buildings; aquaculture establishments; drainage; dwelling-houses; extractive industries; forestry (other than pine plantations); home industries; marinas; public baths; public parks; recreation areas; roads; tourist facilities; uses or buildings associated with purposes which are under the care, control and management of the Council; utility installations (other than gas holders or generating works).

4 Prohibited

Any purpose other than a purpose included in Item 2 or 3.

[5] Clause 13

Omit the clause. Insert instead:

13 Subdivision for the purposes of dwellings within Zones Nos 1 (a) and 7 (a)

The Council may consent to the creation of a single additional allotment from an existing holding within Zone No 1 (a) or 7 (a) for the purposes of the erection of a dwelling-house on the additional allotment, but only if:

- (a) the additional allotment has an area of not less than 2 hectares and not more than 10 hectares, and
- (b) the additional allotment forms part of an existing holding that has an area of not less than 40 hectares, and
- (c) the creation of the additional allotment is unlikely to adversely affect the existing and potential capability of the land and adjacent land to produce food or fibre or to be used for other agricultural purposes, and
- (d) the additional allotment does not comprise prime crop and pasture land.

[6] Clause 35 Development of certain land

Insert at the end of the Table to the clause:

Land within Zone No 3 (a) at the township of Mulwala. Residential flat buildings.



Hunter's Hill Local Environmental Plan No 50

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (S04/01087/S69)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Hunter's Hill Local Environmental Plan No 50

Hunter's Hill Local Environmental Plan No 50

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Hunter's Hill Local Environmental Plan No 50*.

2 Aim of plan

The aim of this plan is to amend *Hunter's Hill Local Environmental Plan No 1* to provide for the subdivision and further development of the land to which this plan applies.

3 Land to which plan applies

This plan applies to land known as No 32 Alexandra Street, Hunters Hill, being Lot 835, DP752035, Vol 10918 Folio 161.

4 Amendment of Hunter's Hill Local Environmental Plan No 1

Hunter's Hill Local Environmental Plan No 1 is amended as set out in Schedule 1.

Hunter's Hill Local Environmental Plan No 50

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 4)

Clause 36 Development of land at No 32 Alexandra Street, Hunters Hill

Omit clause 36 (2). Insert instead:

- (2) Notwithstanding any other provision of this plan, a person may, but only with the consent of the council, subdivide the land to which this clause applies by means of a strata plan to create the following:
 - (a) a telephone exchange lot, comprising that part of the land that was previously a telephone exchange building, together with an area of private open space land,
 - (b) a post office lot, comprising that part of the post office building on the land that was used as a post office as at 13 October 2003,
 - (c) a residential lot, comprising that part of the post office building on the land that was not used as a post office as at 13 October 2003, together with an area of private open space land,
 - (d) common property, comprising the remainder of the land (which includes the land located between the post office building and the previous telephone exchange building).
- (3) The council must not consent to the subdivision referred to in subclause (2) unless it is satisfied that the common property referred to in subclause (2) (d) will be landscaped.
- (4) Notwithstanding any other provision of this plan, a person may, with the consent of the council, carry out development for the purpose of a dwelling on the telephone exchange lot referred to in subclause (2) (a), but only if the council is satisfied that the heritage value of the telephone exchange building will be preserved or enhanced by the development.
- (5) Notwithstanding any other provision of this plan, a person may, with the consent of the council, carry out development for the purpose of a dwelling on the residential lot referred to in subclause (2) (c).



New South Wales

Lachlan Local Environmental Plan 1991 (Amendment No 5)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (S04/01457/PC)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Lachlan Local Environmental Plan 1991 (Amendment No 5)

Lachlan Local Environmental Plan 1991 (Amendment No 5)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Lachlan Local Environmental Plan 1991 (Amendment No 5)*.

2 Aims of plan

This plan aims to rezone the land to which this plan applies from Zone No 1 (a) (the Rural Agricultural Zone) to Zone No 2 (v) (the Village or Urban Zone) under *Lachlan Local Environmental Plan 1991* so as to provide additional land for industrial purposes within the township of Lake Cargelligo.

3 Land to which plan applies

This plan applies to Lots 158, 165 and 184, DP 752329 and Lot 1, DP 722118, Parish of Gurangully and County of Dowling, Lake Cargelligo, as shown edged heavy black and lettered "2 (v)" on the map marked "Lachlan Local Environmental Plan 1991 (Amendment No 5)" deposited in the office of Lachlan Shire Council.

4 Amendment of Lachlan Local Environmental Plan 1991

Lachlan Local Environmental Plan 1991 is amended by inserting in appropriate order in the definition of *the map* in clause 5 (1) the following words:

Lachlan Local Environmental Plan 1991 (Amendment No 5)



New South Wales

Liverpool Local Environmental Plan 1997 (Amendment No 76)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (P95/00249/S69)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Liverpool Local Environmental Plan 1997 (Amendment No 76)

Liverpool Local Environmental Plan 1997 (Amendment No 76)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Liverpool Local Environmental Plan 1997 (Amendment No 76)*.

2 Aims of plan

This plan aims to amend *Liverpool Local Environmental Plan 1997 (the 1997 plan)*:

- (a) to rezone the land to which this plan applies from 1 (a) Rural to partly 1 (a) Rural, partly 7 (a) Environment Protection—Waterway and partly 7 (c) Environment Protection—Conservation under the 1997 plan, and
- (b) to permit, with the consent of Liverpool City Council, the carrying out of development on part of the land for the purpose of a materials recycling yard.

3 Land to which plan applies

This plan applies to Lot 6, DP 1065574, Newbridge Road, Moorebank as shown distinctively coloured, edged heavy black and lettered “1 (a)”, “7 (a)” or “7 (c)” on the map marked “Liverpool Local Environmental Plan 1997 (Amendment No 76)” deposited in the office of the Council of the City of Liverpool.

4 Amendment of Liverpool Local Environmental Plan 1997

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

Liverpool Local Environmental Plan 1997 (Amendment No 76)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 6 Definitions

Insert in appropriate order in the definition of *The Map* in clause 6 (1):

Liverpool Local Environmental Plan 1997 (Amendment No 76)

[2] Schedule 4 Additional uses

Insert in appropriate order:

29	Newbridge Road, Moorebank	So much of Lot 6, DP 1065574, as is within the 1 (a) zone and shown edged heavy black with diagonal cross hatching on the map marked "Liverpool Local Environmental Plan 1997 (Amendment No 76)"	materials recycling yard, provided that arrangements have been made, to the satisfaction of the Council, for the level of contribution for the provision or upgrading (or both) of arterial roads to service the land.
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New South Wales

Maitland Local Environmental Plan 1993 (Amendment No 77)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (N99/00189/PC)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Maitland Local Environmental Plan 1993 (Amendment No 77)

Maitland Local Environmental Plan 1993 (Amendment No 77)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Maitland Local Environmental Plan 1993 (Amendment No 77)*.

2 Aims of plan

This plan aims to rezone the land to which this plan applies from Zone 1 (b) Secondary Rural Land to partly Zone 2 (a) Residential and partly Zone 7 (b) Environmental Protection Buffer under *Maitland Local Environmental Plan 1993*.

3 Land to which plan applies

This plan applies to land in the City of Maitland, being Lot 25, DP 569086, 36 Hideaway Place, Ashtonfield and part of Lot 849, DP 852072, off Pacific Crescent, Ashtonfield, as shown edged heavy black on the map marked "Maitland Local Environmental Plan 1993 (Amendment No 77)" deposited in the office of the Maitland City Council.

4 Amendment of Maitland Local Environmental Plan 1993

Maitland Local Environmental Plan 1993 is amended by inserting in appropriate order in the definition of ***The map*** in clause 5 (1) the following words:

Maitland Local Environmental Plan 1993 (Amendment No 77)



New South Wales

Warringah Local Environmental Plan 2000 (Amendment No 14)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (SRE0000015/S69)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Warringah Local Environmental Plan 2000 (Amendment No 14)

Warringah Local Environmental Plan 2000 (Amendment No 14)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Warringah Local Environmental Plan 2000 (Amendment No 14)*.

2 Aims of plan

This plan aims to include the land to which this plan applies within Locality E20 Mooramba West so as to permit its development for medium density housing.

3 Land to which plan applies

This plan applies to land within the local government area of Warringah, being part of Lots 17–19, DP 8062, known as part of 2–10 Mooramba Road, Dee Why and Lot 12, DP 8062, known as 2 May Road, Dee Why, as shown edged heavy black and lettered “E20” on the map marked “Warringah Local Environmental Plan 2000 (Amendment No 14)” deposited in the office of Warringah Council.

4 Amendment of Warringah Local Environmental Plan 2000

Warringah Local Environmental Plan 2000 is by inserting in appropriate order in the definition of *the map* in the Dictionary the following words:

Warringah Local Environmental Plan 2000 (Amendment No 14)



New South Wales

Yarrowlumla Local Environmental Plan 2002 (Amendment No 3)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (Q02/00318/PC)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Yarrowlumla Local Environmental Plan 2002 (Amendment No 3)

Yarrowlumla Local Environmental Plan 2002 (Amendment No 3)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Yarrowlumla Local Environmental Plan 2002 (Amendment No 3)*.

2 Aims of plan

This plan aims to amend *Yarrowlumla Local Environmental Plan 2002*:

- (a) to rezone part of the land to which this plan applies from Zone No 1 (a) (the General Rural Zone) to Zone No 1 (g) (the Rural Small Holdings Zone), and
- (b) to allow, with the consent of Palerang Council, the erection of a dwelling house on the remaining land to which this plan applies.

3 Land to which plan applies

- (1) To the extent that this plan rezones land, it applies to part of Lot 3, DP 592034, Rossi Road, Rossi, Parish of Thurrallilly, as shown edged heavy black and lettered "1 (g)" on Sheet 1 of the map marked "Yarrowlumla Local Environmental Plan 2002 (Amendment No 3)" deposited in the office of Palerang Council.
- (2) To the extent that this plan allows the erection of a dwelling house, it applies to Lot 99, DP 754895, Forbes Creek Road, Hoskinstown, Parish of Molonglo, as shown edged heavy black on Sheet 2 of that map.

4 Amendment of Yarrowlumla Local Environmental Plan 2002

Yarrowlumla Local Environmental Plan 2002 is amended as set out in Schedule 1.

Yarrowlumla Local Environmental Plan 2002 (Amendment No 3)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] **Schedule 9 Development for additional purposes**

Insert at the end of the Schedule:

Land being lot 99, DP 754895, Forbes Creek Road, Hoskinstown, Parish of Molonglo, as shown edged heavy black on Sheet 2 of the map marked “Yarrowlumla Local Environmental Plan 2002 (Amendment No 3)” —erection of a dwelling house.

[2] **Dictionary**

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

Yarrowlumla Local Environmental Plan 2002 (Amendment No 3)—Sheet 1

Department of Primary Industries

AGRICULTURAL LIVESTOCK (DISEASE CONTROL FUNDING) ACT 1998

Order Pursuant to Section 12B

Establishment of a Transaction Based Contribution Scheme Regarding Ovine Johne's Disease

I, Ian Macdonald, M.L.C., NSW Minister Primary Industries, make this order pursuant to section 12B of the Agricultural Livestock (Disease Control Funding) Act 1998 ("the Act") in respect of the ovine Johne's disease control program established pursuant to my Order dated 18 March 2005 and published in the NSW Government Gazette on 1 April 2005 at page 1001:

1 Definitions

For the purposes of this Order:

"designated livestock" means any sheep or lamb with a sale price of \$10.00 or more;

"lamb" means a sheep that has not cut a permanent incisor tooth;

"sheep" does not include lambs.

"quarter" means a period of 3 months ending on 31 March, 30 June, 30 September or 31 December

2 Establishment of transaction based contribution scheme

I have complied with the requirements of section 12B (4) of the Act and hereby establish pursuant to section 12B (1) of the Act a transaction based contribution scheme for the collection of contributions from sheep and lamb producers for payment into the industry fund for the ovine Johne's disease control program.

3 Contributions for livestock transactions involving sheep or lambs

(a) Pursuant to section 12B (2) (a) of the Act, the livestock transactions by reference to which contributions under the scheme are to be collected are all transactions between persons by virtue of which the ownership of designated livestock is transferred from one person to another.

(b) pursuant to section 12B (2) (b) of the Act, contributions are to be collected from the person who owned the designated livestock immediately before the transaction was entered into.

(c) Pursuant to section 12B (2) (c) of the Act, the amount of the contribution under the scheme is as follows:

- (i) 20 cents per sheep;
- (ii) 10 cents per lamb; and
- (iii) 20 cents per ewe and lamb unit but only if the ewe and lamb are sold as a single unit.

(d) Pursuant to section 12B (2) (d) of the Act, the times and manner in which contributions are to be collected by authorised agents are as follows:

- (i) all contributions under the scheme must be paid to the Rural Assistance Authority for payment into the ovine Johne's disease industry fund established pursuant to section 9 of the Act.

Payment is to be sent to:

The Fund Administrator
Ovine Johne's Disease Control Program
Rural Assistance Authority

Locked Bag 23
Orange NSW 2800

- (ii) contributions are payable within 30 days after the end of the quarter in which the livestock transaction took place;

4 Authorised Collection Agents

(a) Pursuant to section 12B (2) (e) of the Act, the collection agents who are authorised to collect contributions for the scheme are as follows:

- (i) If the transaction is conducted by an auctioneer, stock and station agent or stock and station salesperson within the meaning of the Property, Stock and Business Agents Act 2002 that person is an authorised collection agent.
- (ii) If the sale of designated livestock is to a person who operates an abattoir and the sale is not conducted by a person referred to in subparagraph (a) above, the operator of the abattoir is an authorised collection agent;
- (iii) If the sale is to a person who supplies or purchases designated livestock for slaughter and onsale of the carcasses and the sale is not conducted by a person referred to in subparagraphs (a) or (b) above, that person is an authorised collection agent;
- (iv) For all transactions not referred to in subparagraphs (a), (b) or (c), the person who owned the sheep or lambs immediately before the transaction was entered into is an authorised collection agent.

5 Fees for Collection Agents

Pursuant to section 12B (3) (b) of the Act, a fee of 2.5% of contributions collected by a collection agent and remitted to the Rural Assistance Authority in accordance with this order is authorised to be paid to that collection agent, annually, based on contributions received as at 30 June of the relevant year.

This Order commences on 1 October 2005

Dated this 21st day of September 2005.

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

MINERAL RESOURCES

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(05-258)

No. 2578, MINEX (AUST) PTY LTD (ACN 091 546 708), area of 30 units, for Group 1, dated 9 September 2005. (Broken Hill Mining Division).

(05-259)

No. 2579, CLUFF MINERALS (AUST) PTY LTD (ACN 002 091 330), area of 22 units, for Group 5, dated 12 September 2005. (Armidale Mining Division).

(05-260)

No. 2580, TRI ORIGIN MINING PTY LIMITED (ACN 115 529 112), area of 6 units, for Group 2, dated 13 September 2005. (Sydney Mining Division).

(05-261)

No. 2581, LESLIE HERBERT SAVAGE, area of 6 units, for Group 1, dated 13 September 2005. (Orange Mining Division).

(05-263)

No. 2582, SNOWMIST PTY LTD (ACN 011 041 384), area of 89 units, for Group 1, dated 16 September 2005. (Orange Mining Division).

(05-264)

No. 2583, PM PROSPECTING PTY LTD (ACN 116 293 184), area of 154 units, for Group 1, dated 19 September 2005. (Cobar Mining Division).

IAN MACDONALD, M.L.C.,
Minister for Natural Resources,
Minister for Primary Industries
and Minister for Mineral Resources

NOTICE is given that the following application has been refused:

EXPLORATION LICENCE APPLICATION

(T03-0885)

No. 2204, CANOPUS CORPORATION AUSTRALIA PTY LTD (ACN 093 744 560), County of Cowper, Map Sheet (8136, 8137). Refusal took effect on 14 September 2005.

IAN MACDONALD, M.L.C.,
Minister for Natural Resources,
Minister for Primary Industries
and Minister for Mineral Resources

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

(05-764)

Authorisation No. 102, DIRECTOR GENERAL, NSW DEPARTMENT OF PRIMARY INDUSTRIES ON BEHALF OF THE CROWN, area of 6092 hectares. Application for renewal received 15 September 2005.

(T87-0228)

Exploration Licence No. 2921, PERILYA BROKEN HILL LIMITED (ACN 099 761 289), area of 22 units. Application for renewal received 13 September 2005.

(T03-0078)

Exploration Licence No. 6141, NEWCREST OPERATIONS LIMITED (ACN 009 221 505), area of 113 units. Application for renewal received 15 September 2005.

IAN MACDONALD, M.L.C.,
Minister for Natural Resources,
Minister for Primary Industries
and Minister for Mineral Resources

RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authority has been renewed:

(T02-0012)

Exploration Licence No. 5959, RED METAL LIMITED (ACN 103 367 684), County of Yancowinna, Map Sheet (7134, 7234), area of 25 units, for a further term until 23 June 2006. Renewal effective on and from 14 September 2005.

(T02-0086)

Exploration Licence No. 5999, ALAN ROBERT CAMERON AND SYLVIA MAY CAMERON, County of Gipps, Map Sheets (8230 and 8231), area of 11 units, for a further term until 29 September 2006. Renewal effective on and from 15 September 2005.

(T02-0447)

Exploration Licence No. 6071, MUDGEE DOLOMITE & LIME PTY. LIMITED (ACN 076 313 034), Counties of Phillip and Roxburgh, Map Sheet (8832), area of 6 units, for a further term until 27 April 2007. Renewal effective on and from 15 September 2005.

(T02-0791)

Exploration Licence No. 6095, JERVOIS MINING LIMITED (ACN 007 626 575), County of Flinders, Map Sheet (8234), area of 15 units, for a further term until 8 July 2007. Renewal effective on and from 15 September 2005.

(T02-0445)

Exploration Licence No. 6096, JERVOIS MINING LIMITED (ACN 007 626 575), Flinders, Map Sheets (8234 and 8334), area of 5 units, for a further term until 8 July 2007. Renewal effective on and from 15 September 2005.

IAN MACDONALD, M.L.C.,
Minister for Natural Resources,
Minister for Primary Industries
and Minister for Mineral Resources

REFUSAL OF APPLICATIONS FOR RENEWAL

NOTICE is given that the applications for renewal in respect of the following authorities have been refused:

(T90-0013)

Exploration Licence No. 4502, NEWCREST OPERATIONS LIMITED (ACN 009 221 505), County of Gipps, Map Sheet (8331), area of 11 units. The authority ceased to have effect on 14 September 2005.

(T00-0005)

Exploration Licence No. 5797, TEMPLAR RESOURCES LIMITED (ACN 085 644 944), Counties of Bland and Bourke, Map Sheets (8329, 8429), area of 42 units. The authority ceased to have effect on 14 September 2005.

(T02-0391)

Exploration Licence No. 6029, STRAITS EXPLORATION (AUSTRALIA) PTY LTD (ACN 061 614 695), County of Ashburnham, Map Sheet (8631), area of 3 units. The authority ceased to have effect on 9 September 2005.

IAN MACDONALD, M.L.C.,
Minister for Natural Resources,
Minister for Primary Industries
and Minister for Mineral Resources

**CANCELLATION OF AUTHORITY AT REQUEST
OF HOLDER**

NOTICE is given that the following authority has been cancelled:

(T03-0848)

Exploration Licence No. 6214, MINERALS MINING & MARINE PTY LTD (ACN 067 603 570), County of Yancowinna, Map Sheet (7133), area of 6 units. Cancellation took effect on 5 August 2005.

IAN MACDONALD, M.L.C.,
Minister for Natural Resources,
Minister for Primary Industries
and Minister for Mineral Resources

Roads and Traffic Authority

ROADS ACT 1993

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

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

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

SCHEDULE

1. Citation

This Notice may be cited as the Bathurst Regional Council B-Doubles Notice No. 1 2005.

2. Commencement

This Notice takes effect on the date of Gazettal.

3. Effect

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

4. Application

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

5. Routes

B-Double routes within the Bathurst Regional Council

Type	Road No.	Road Name	Starting point	Finishing point	Conditions
25	000	Napoleon Street, Raglan [Bathurst]	Great Western Highway [SH7]	Frome Street	
25	000	Adrienne Street, Raglan [Bathurst]	Frome Street	Western end of Adrienne Street	

ROADS AND TRAFFIC AUTHORITY

Road Transport (Vehicle Registration) Act 1997

Notice Fixing Fees

I, Paul Forward, Chief Executive of the Roads and Traffic Authority, pursuant to section 8 (1) (k) of the Road Transport (Vehicle Registration) Act 1997 and clause 79 of the Road Transport (Vehicle Registration) Regulation 1998, make the Notice set forth hereunder.

This Notice takes effect on 29 August 2005.

PAUL FORWARD,
Chief Executive,
Roads and Traffic Authority

Amendments

The Notice Fixing Fees published in Government Gazette No. 77 of 24 June 2005 at pages 3123 to 3224 and amended in Government Gazette No. 86 of 8 July 2005 at page 8627 is further amended by inserting the following services and fees in the Schedule to that Notice.

Column 1	Column 2
46. Order fee for custom yellow, black, personalised yellow motorcycle, coloured and metallic plates	\$30
47. Annual fee for standard metallic plates	\$100
48. Annual fee for personalised metallic plates	\$160
49. Annual fee for personalised plus metallic plates	\$500
50. Annual fee for personalised white bordered plates	\$90
51. Annual fee for personalised plus white bordered plates	\$430
52. Annual fee for personalised black plates	\$130
53. Annual fee for personalised euro plates	\$160
54. Annual fee for personalised yellow motorcycle plates	\$60
55. Remake fee for custom yellow, black, coloured, and metallic plates	\$30
56. Remake fee for ARU, New England, standard Centenary of Federation and Limited Edition Centenary of Federation	\$50

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

Notice of Compulsory Acquisition of Land at Tuggerah in
the Wyong Shire Council area

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

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

—————
SCHEDULE

ALL those pieces or parcels of land situated in the Wyong
Shire Council area, Parish of Tuggerah and County of
Northumberland, shown as:

Lots 52 and 53 Deposited Plan 1040296, being parts of the
land in Certificates of Title 2/6621 and
1/6621 respectively.

The land is said to be in the possession of B M P
Manufacturing Pty Limited (registered proprietor), Esanda
Limited (mortgagee) and Australia and New Zealand
Banking Group Limited (mortgagee).

ALSO ALL that piece of parcel of land situated in the
Wyong Shire Council area, Parish of Tuggerah and County
of Northumberland, shown as:

Lot 55 Deposited Plan 1040297, being part of the land in
Certificate of Title 3/6621.

The land is said to be in the possession of Purmar Holdings
Pty Limited (registered proprietor) and Australia and New
Zealand Banking Group Limited (mortgagee).

(RTA Papers: FPP 5M1767)

ROADS ACT 1993

Notice of Dedication of Land as Public Road at Jenninigs,
Bolivia, Sunnyside, Tenterfield, Bungulla and Bluff Rock
in the Tenterfield 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
Tenterfield Shire Council area, Parishes of Ballandean,
Bolivia, Glen Lyon, Tenterfield, Bluff Land, Strathearn and
Irby, County of Clive, shown as:

Lot 1 Deposited Plan 636041;

Lots 3 and 4 Deposited Plan 834482;

Lot 4 Deposited Plan 637221;

Lots 12, 14 and 15 Deposited Plan 710265;

Lots 14, 15, 19 and 20 Deposited Plan 865242;

Lot 31 Deposited Plan 252237;

Lots 20, 21 and 23 Deposited Plan 830371;

Lot 7 Deposited Plan 758277;

Lot 8 Deposited Plan 217362; and

Lots 15 to 17 inclusive Deposited Plan 831665.

(RTA Papers: 9/430.1229)

ROADS ACT 1993

Order – Section 257

ERRATUM

THE Roads and Traffic Authority of New South Wales by this order under Section 257 of the Roads Act 1993, corrects an error published in Government Gazette No 73, of 17 June 2005 on page 2502, under the heading “Notice of Dedication of Land as Public Road at Wauchope, Gannons Creek and Ellenborough in the Hastings Council area” by making the following alterations to the schedule:

deleting -

“Lot 1 Section 2 Deposited Plan 754408”; and

“Lot 9 Section 7 Deposited Plan 754412”

and substituting -

“Lot 1 Section 2 and Lot 9 Section 7 Deposited Plan 758383”.

T D Craig

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

(RTA Papers 11/196.138)

Other Notices

ABORIGINAL LAND RIGHTS ACT 1983

I, the Honourable Milton Orkopoulos MP, Minister for Aboriginal Affairs, do, by this notice pursuant to section 231 (1) of the Aboriginal Land Rights Act 1983 (the Act), extend the appointment of Mr Murray CHAPMAN as Administrator to the New South Wales Aboriginal Land Council for a further period of twelve (12) calendar months commencing from 18 November 2005.

Signed and sealed this 15th day of September 2005.

MILTON ORKOPOULOS, M.P.,
Minister for Aboriginal Affairs

GOD SAVE THE QUEEN

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.

Coalfields Meals on Wheels Co-Operative Ltd

Dated this 20th day of September 2005.

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

GEOGRAPHICAL NAMES ACT 1966

Notice of Re-determination of Address Locality
Names and Boundaries within the
Gunnedah Local Government Area

PURSUANT to the provisions of section 10 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it has this day assigned the following names and boundaries for address localities in the Gunnedah Local Government Area as shown on map GNB3769.

The names and boundaries for the address localities in the Gunnedah Local Government Area are: Blue Vale, Boggabri, Breeza, Caroon, Carroll, Curlewis, Emerald Hill, Ghoolendaadi, Goolhi, Gunnedah, Keepit, Kelvin, Marys Mount, Milroy, Mullaley, Orange Grove, Piallaway, Premer, Rangari, Spring Ridge, Tambar Springs, The Pillaga, Wean, Willala.

The position and extent of this feature is recorded and shown within the Geographical Names Register of New South Wales. This information can be accessed through the Board's website at www.gnb.nsw.gov.au.

WARWICK WATKINS,
Chairperson

Geographical Names Board,
PO Box 143, Bathurst NSW 2795

HEALTH SERVICES ACT 1997

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

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

ROBYN KRUK,
Director-General

SCHEDULE

Delete from "Part 1 – ACCOMMODATION AND MISCELLANEOUS HOSPITAL SERVICES" in its entirety item "1E. INTERMITTENT CARE SERVICE PILOT" and insert instead the following matter:

1E. TRANSITIONAL AGED CARE SERVICES

Recipients of Transitional Aged Care Services in flexible care places within the meaning of the Aged Care Act 1997 shall contribute the amounts set out below in relation to the respective category of place.

1E.1. Residential Care Places

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

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

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

1E.2. Community Care Places

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

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

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

GAME AND FERAL ANIMAL CONTROL ACT 2002

Notification of suspension of Schedule 1 Conditions of
NSW Game Hunting Licences

IN pursuance of the Game and Feral Animal Control Regulation 2004 the Game Council of NSW gives notice of the suspension of operations of provisions in Clauses 4, 5, 7, 8 and 9 of Schedule 1 of the Game and Feral Animal Control Regulation 2004 on the following specified land for the control of game and feral animals:

For the period 25 September 2005 to 25 September 2006:

Lot 2, DP 1061398, Port Macquarie; Lot 337, DP 754434, Port Macquarie; Lot 2, DP 1046395, Port Macquarie; Lots 1 and 2, DP 1087368, Port Macquarie; Lot 11, DP 875998, Port Macquarie; Lot 3, DP 1018551, Port Macquarie; Lot 11,

DP 1055023, Port Macquarie; Lot 193, DP 755215, Nulkaka; Lot 852, DP 85/755204, Lovedale; Lot 1092, DP 558562, Lovedale; Lots 1 and 2, DP 743538, Lovedale.

For the period 25 September 2005 to 25 September 2010:

Lot 1, DP 709986, Mt Kembla; Lot 1, DP 534849, Unanderra; Lots 1 and 2, DP 997505, Unanderra; Lot 18, DP 3083, Dapto; Lot 1, DP 588781, Mt Kembla; Lot 10, DP 842146, Dapto; Lot 3, DP 997505, Unanderra.

Approved by Game Council of NSW, 13 September 2005.

BRIAN BOYLE,
Acting Chief Executive Officer
for and on behalf of the Game Council of NSW

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

<i>Name and address of Licensee</i>	<i>Date of Granting of Licence</i>
Mr Matthew John Hollingdale "Stonehaven" Nellies Glen Road Megalong NSW 2785	16 September 2005

ROADS ACT 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land at Wellington

PURSUANT to section 177 of the Roads Act 1993, I, Anthony Bernard Kelly, M.L.C., Minister for Lands, declare, with the approval of Her Excellency the Governor, that the lands and all interest therein described in the Schedule below are acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purpose of dedicating permanent and temporary public roads to be vested in Wellington Council.

Dated at Sydney, this 21st day of September 2005.

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

SCHEDULE

All that piece or parcel of land comprising Lots 1 and 4 in Deposited Plan 1078858, situated in the Parish of Wellington, County of Wellington, Wellington Local Government Area are to be dedicated as permanent public roads.

All that piece or parcel of land comprising Lots 3 and 9 in Deposited Plan 1078858, situated in the Parish of Wellington, County of Wellington, Wellington Local Government Area are to be dedicated as temporary public roads.

RURAL FIRES ACT 1997

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

Area of Variation: Berrigan Shire Council
Corowa Shire Council

The Local Bush Fire Danger period has been revoked for the period 1 October until 31 October 2005.

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

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

RURAL FIRES ACT 1997

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

Area of Variation: Yass Valley Council

The Local Bush Fire Danger period has been revoked for the period 1 October until 31 October 2005.

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

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

RURAL FIRES ACT 1997

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

Area of Variation: Carrathool Shire Council

The Local Bush Fire Danger period has been revoked for the period 1 October until 31 October 2005.

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

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

RURAL FIRES ACT 1997

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

Area of Variation: Griffith City Council
Leeton Shire Council
Murrumbidgee Shire Council
Narrandera Shire Council

The Local Bush Fire Danger period has been revoked for the period 1 October until 31 October 2005.

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

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

RURAL FIRES ACT 1997

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

Area of Variation: Boorowa Council
Cootamundra Shire Council
Harden Shire Council
Young Shire Council

The Local Bush Fire Danger period has been revoked for the period 1 October until 31 October 2005.

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

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

RURAL FIRES ACT 1997

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

Area of Variation: Gundagai Shire Council
Tumbarumba Shire Council
Tumut Shire Council

The Local Bush Fire Danger period has been revoked for the period 1 October until 31 October 2005.

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

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

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

EUROBODALLA SHIRE COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

EUROBODALLA Shire Council declares, with the approval of His Excellency the Lieutenant Governor, that the land described in the schedule below, excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purpose of car parking. Dated at Moruya, 23 September 2005. JIM LEVY, General Manager.

SCHEDULE

Lots 7 and 8, DP 37973 [1641]

EUROBODALLA SHIRE COUNCIL

Roads Act 1993

Public Road Dedication

(Ref No 95.8132.E)

NOTICE is hereby given than Eurobodalla Shire Council in pursuance of section 10 of the Roads Act 1993 dedicates the following Council-owned land as public road:

Lot 1, Deposited Plan 1066804, Parish of Wagonga, County of Dampier

Lot 2, Deposited Plan 1066804, Parish of Wagonga, County of Dampier

Lot 1, Deposited Plan 1003486, Parish of Moruya, County of Dampier

Lot 2, Deposited Plan 1003486, Parish of Moruya, County of Dampier

Lot 3, Deposited Plan 1003486, Parish of Moruya, County of Dampier

Lot 4, Deposited Plan 1003486, Parish of Moruya, County of Dampier

Lot 5, Deposited Plan 1003486, Parish of Moruya, County of Dampier

Lot 87, Deposited Plan 840618, Parish of Moruya, County of Dampier

Lot 111, Deposited Plan 1076402, Parish of Moruya, County of Dampier

Lot 112, Deposited Plan 1076402, Parish of Moruya, County of Dampier

Lot 113, Deposited Plan 1076402, Parish of Moruya, County of Dampier

Lot 114, Deposited Plan 1076402, Parish of Moruya, County of Dampier

Lot 115, Deposited Plan 1076402, Parish of Moruya, County of Dampier

Lot 116, Deposited Plan 1076402, Parish of Moruya, County of Dampier

Lot 117, Deposited Plan 1076402, Parish of Moruya, County of Dampier

Lot 118, Deposited Plan 1076402, Parish of Moruya, County of Dampier

Lot 119, Deposited Plan 1076402, Parish of Moruya, County of Dampier

Lot 31, Deposited Plan 264561, Parish of Moruya, County of Dampier

J. F. LEVY, General Manager. [1643]

GREATER TAREE CITY COUNCIL

Roads Act 1993

Roads (General) Regulation 2000

Part 2 – Roads, Division 2 – Naming of Roads

NOTICE is hereby given that Greater Taree City Council, in pursuance of the above act and regulations, has named a new road within Riverlinks Estate, Taree, as Fairway Lane. Fairway Lane runs off Ritchie Crescent. PHIL PINYON, General Manager, Greater Taree City Council, PO Box 482, Taree NSW 2430. [1633]

QUEANBEYAN CITY COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

THE Queanbeyan City Council declares, with the approval of His Excellency the Lieutenant Governor, that the land described in the Schedule below, excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purpose of a public road. Dated at Queanbeyan this 3rd day of June 2005. GRAHAM TAYLOR, General Manager, Queanbeyan City Council

SCHEDULE

Lot 103 in Deposited Plan 727512

TENTERFIELD SHIRE COUNCIL

Road Re-Naming

NOTICE is hereby given that Tenterfield Shire Council, as a roads authority under Part 10 Division 4 of the Roads Act 1993 and Division 2 of the Roads (General) Regulation 2000, has renamed the roads as described in the following table:

<i>Current Road Name</i>	<i>Proposed Road Name</i>	<i>Location</i>
Cottonvale Road	Border Gate Road	From New England Highway (SH 9) at Cottonvale to end, approx 1.9 km east of NSW /Qld Border
Armidale Street	Billirimba Road	From Scrub Road junction to old Municipal Boundary (East Street)

Clifton Street	Scrub Road	From Logan Street intersection to Armidale Street junction (near dam)
East Street	Dam Lane	From Billirimba Road southwards for 600 metres
Cemetery Road	Boonoo Boonoo Falls Road	From Mt Lindesay Road (MR 622) east for 300 metres to sharp turn
Cyril Smith Circuit Branch Road	Bushy Drive	From Cyril Smith Circuit south to Clarence Valley Shire Boundary
Birch-Tumbridge Access Road	Washpool Lane	From Washpool Creek Road east towards Mount Lindesay Road
Beaury Creek Road	Beaury Creek Road	From Tooloom Road north to Mount Lindesay Road
Beaury Creek Loop Road	Urbenville Road	From Stephen/Boomi Street intersection to Beaury Creek Road

MARK ARNOLD, General Manager, Tenterfield Shire Council, PO Box 214, Tenterfield NSW 2372. [1634]

TWEED SHIRE COUNCIL

Roads Act 1993, Section 16
Dedication of Land as Public Road

NOTICE is hereby given that the Tweed Shire Council dedicates the land described hereunder as public road pursuant to Section 16 of the Roads Act, 1993. J. F. GRIFFIN, General Manager, Tweed Shire Council, PO Box 816, Murwillumbah NSW 2484.

SCHEDULE

All that land shown as an east/west road reserve 20.115 wide first shown in DP 960980 south of Portion 236, Parish of Cudgen now known as Lots 20 and 21, DP 1082482 and north of Portions 237 and 238, Parish of Cudgen now being the eastern part of Lot 23, DP 1077509 and Lot 2, DP 216705 respectively and between Crescent Street, Cudgen and public road reserve abutting the eastern boundary of Lot 33, DP 7482. [1635]

ESTATE NOTICES

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of JAMES EDWARD BARRETT, late of Punchbowl, in the State of New South Wales, retired, who died on 9 May 2005, must send particulars of his claim to the executor, Raymond Carpenter, c.o. Olliffe & Co., Solicitors, 7/1-5 Jacobs Street, Bankstown NSW 2200, within one (1) calendar month from publication of this notice. After that time the 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 14 June 2005. OLLIFFE & CO., Solicitors, 7/1-5 Jacobs Street, Bankstown NSW 2200 (DX 11213, Bankstown), tel.: (02) 9790 3903. Reference: TJM\19143. [1640]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of COLIN ROBERT TYNDALL, late of Griffith, in the State of New South Wales, retired, who died on 7 April 2005, must send particulars of his claim to the executrix, DONNA CLARE DUNCAN, c.o. Messrs Olliffe & McRae, Solicitors, PO Box 874, Griffith NSW 2680, within one (1) calendar month from publication of this notice. After that time the executrix may distribute the assets of the estate having regard only to the claims of which at the time of distribution she has notice. Probate was granted in New South Wales on 14 September 2005. Messrs OLLIFFE & MCRAE, Solicitors, PO Box 874, Griffith NSW 2680, tel.: (02) 6962 1744. [1645]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ALBERT GEORGE REES, late of 75 Sermelfi Drive, Glenorie, in the State of New South Wales, who died on 10 May 2005, must send particulars of his claim to the executor, c.o. Lobban McNally Lawyers, 65 York Street, Sydney NSW 2000, within one (1) calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of distribution the executor has notice. Probate was granted in New South Wales on 9 September 2005. LOBBAN McNALLY LAWYERS, 65 York Street, Sydney NSW 2000 (DX 471, Sydney), tel.: (02) 9299 8438. [1637]

COMPANY NOTICES

NOTICE of voluntary winding up.—CONSULTANT FORENSIC PSYCHIATRISTS PTY LTD (in voluntary liquidation) ACN: 076 847 080.—At a general meeting of the abovementioned company duly convened and held at Level 5, 14 Martin Place, Sydney NSW 2000 on 20 September 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”. R. M. SOUTHWELL, Liquidator, c.o. Moore Stephens Sydney Pty Limited, Level 5, CML Building, 14 Martin Place, Sydney NSW 2000, tel: 8236 7700. [1644]

NOTICE of general meeting of members.—FRANLYNNE PTY LIMITED ACN 000 766 950 (in liquidation).—Notice is hereby given that a General Meeting of the Members of the abovenamed Company will be held at 9:15 a.m. on Friday 21 October 2005, at Level 5, 14 Martin Place, Sydney NSW 2304, to hold the Final Meeting of the Company and receive an account of how the winding up has been conducted. Dated 21 September 2005. R. M. Southwell, Liquidator, c.o. Moore Stephens Sydney Pty Limited, Level 5, CML Building, 14 Martin Place, Sydney NSW 2000, tel: 8236 7700. [1646]

NOTICE of general meeting of members.—TARSAMBA PTY LIMITED ACN 001 715 297 (in liquidation).—Notice is hereby given in pursuance of subsection 509 (3) and (4) of the Corporations Law that a General Meeting of the Members of the abovenamed Company will be held on 20 October 2005, 10 a.m. at the office of Crosbie Warren Sinclair, 1 Warabrook Boulevard, Warabrook NSW 2304, for the purpose of having an account laid before them showing the manner in which the winding up has been conducted and the property of the Company disposed of and hearing any explanation that

may be given by the Liquidator. Dated 15 September 2005. BRENT A. PERKINS, Liquidator, Crosbie Warren Sinclair, Accountants, PO Box 29, Hunter Region Mail Centre, NSW 2310, tel: (02) 4923 4000. [1636]

NOTICE of voluntary liquidation.—TETLEY & McLAREN PTY LIMITED ACN 001 151 935 (in liquidation).—Notice is hereby given in pursuance of section 491 (2) of the Corporations Law that at a general meeting of the members of the abovenamed Company, duly convened and held at 52 Osborne Street, Nowra on 9 September 2005, the following special resolution was passed: " That the company be wound up as a members' voluntary liquidation and that the assets of the company be distributed in whole or in part to the members in specie should the Liquidator so desire". Dated 23 September 2005. ALLAN W. BARNES, Liquidator, c.o. Booth Partners, Accountants, 52 Osborne Street, Nowra NSW 2541 (PO Box 1055, Nowra NSW 2541), tel: (02) 4421 4344. [1638]

NOTICE of final general meeting.—TIGRIS PTY LIMITED, ACN 000 874 920 (in voluntary liquidation).—Notice is hereby given pursuant to section 509 (2) of the Corporations Act 2001, that a general meeting of the abovenamed company will be held at Suite 23, 332-338 Military Road, Cremorne NSW 2090, on 29 October 2005, at 9:00 a.m. for the purpose of laying before it an account showing how the winding up has been conducted and the property of the company disposed of and giving any explanation thereof. Dated 20 September 2005. R. D. HILLIER, Liquidator, c.o. R. D. Hillier & Co., Chartered Accountants, 332-338 Military Road, Cremorne NSW 2090, tel.: (02) 9953 7877. [1642]

OTHER NOTICES

NOTICE under section 42 of the Anglican Church of Australia Trust Property Act 1917 – ANGLICAN CHURCH PROPERTY TRUST DIOCESE OF SYDNEY – By the Penrith Trust Ordinance 2005, passed on 27 June 2005 under section 19 of the Anglican Church of Australia Trust Property Act 1917, the Standing Committee of the Diocese of Sydney consented to the vesting of the land comprised in Certificate of Title Volume 785, Folio 206, situated at Penrith in the corporate trustee of the Diocese, Anglican Church Property Trust Diocese of Sydney. P. F. JENSEN, Archbishop of Sydney, St Andrew's House, Sydney Square, NSW 2000, tel (02) 9265 1555. [1639]