



Government Gazette

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NEW SOUTH WALES

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LEGISLATION

Proclamation



New South Wales

Proclamation

under the

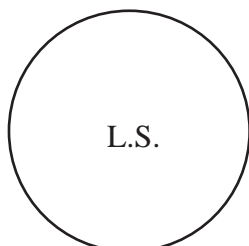
Drug Misuse and Trafficking Amendment Act 2006 No 39

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Drug Misuse and Trafficking Amendment Act 2006*, do, by this my Proclamation, appoint 24 July 2006 as the day on which that Act commences, other than the following provisions:

- (a) Schedule 1 [16], [20], [22], [25] and [27],
- (b) so much of Schedule 1 [24] as inserts the matter relating to 1,4-Butanediol and Gamma butyrolactone into Schedule 1 to the *Drug Misuse and Trafficking Act 1985*.

Signed and sealed at Sydney, this 19th day of July 2006.



By Her Excellency's Command,

BOB DEBUS, M.P.,
Attorney General

GOD SAVE THE QUEEN!

Explanatory note

The object of this Proclamation is to commence certain provisions of the *Drug Misuse and Trafficking Amendment Act 2006*. The uncommenced provisions relate to the addition of the substances 1,4-Butanediol and Gamma butyrolactone to Schedule 1 to the *Drug Misuse and Trafficking Act 1985* (being the schedule of prohibited drugs) and a new defence in relation to the use of these substances in industry.

Rules



New South Wales

Criminal Appeal Rules (Amendment No 3) 2006

under the

Supreme Court Act 1970

The Supreme Court Rule Committee made the following rules of court under the *Supreme Court Act 1970* on 17 July 2006.

Steven Jupp
Secretary of the Rule Committee

Explanatory note

The object of these Rules is to revise a rule that deals with the certificate of conviction that is issued by a court of trial. Such a certificate will be required to include a note as to the convicted person's rights of appeal with respect to the conviction or, if an appeal or notice of intention to appeal has been filed, as to the fact of it's having been filed.

Rule 1 Criminal Appeal Rules (Amendment No 3) 2006

Criminal Appeal Rules (Amendment No 3) 2006

under the

Supreme Court Act 1970

1 Name of Rules

These Rules are the *Criminal Appeal Rules (Amendment No 3) 2006*.

2 Amendment of Criminal Appeal Rules

The *Criminal Appeal Rules* are amended as set out in Schedule 1.

Criminal Appeal Rules (Amendment No 3) 2006

Amendment

Schedule 1

Schedule 1 Amendment

(Rule 2)

Rule 19

Omit the rule. Insert instead:

19 Certificates of conviction

- (1) A certificate of conviction issued by a Court of Trial must include a note:
 - (a) to the effect that an appeal against the conviction may be made within 3 months after the conviction or within such extended time as the Court may allow, or
 - (b) if an appeal or notice of intention to appeal against the conviction has been filed, to the effect that such an appeal or notice of intention has been filed.
- (2) Failure to include such a note in a certificate of conviction does not invalidate the certificate.
- (3) This rule does not apply to a conviction that has been quashed.



New South Wales

Supreme Court Rules (Amendment No 411) 2006

under the

Supreme Court Act 1970

The Supreme Court Rule Committee made the following rules of court under the *Supreme Court Act 1970* on 17 July 2006.

Steven Jupp
Secretary of the Rule Committee

Explanatory note

The object of these Rules is to repeal certain provisions of the *Supreme Court Rules 1970* that are being transferred to the *Uniform Civil Procedure Rules 2005*.

Rule 1 Supreme Court Rules (Amendment No 411) 2006

Supreme Court Rules (Amendment No 411) 2006

under the

Supreme Court Act 1970

1 Name of Rules

These Rules are the *Supreme Court Rules (Amendment No 411) 2006*.

2 Amendment of Supreme Court Rules 1970

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

Supreme Court Rules (Amendment No 411) 2006

Amendments

Schedule 1

Schedule 1 Amendments

(Rule 2)

[1] Part 12, rules 1, 2 and 3

Omit the rules.

[2] Parts 14, 14A, 14B, 14C, 14D, 48, 49, 54, 57, 72A, 81 and 83

Omit the Parts.

[3] Schedule I

Omit the Schedule.

Other Legislation



New South Wales

Notice adjusting description of lands

under the

National Park Estate (Southern Region Reservations) Act 2000

I, the Director-General of the Department of Environment and Conservation, with the approval of the Minister administering the *National Parks and Wildlife Act 1974*, the Minister administering the *Forestry Act 1916* and the Minister administering the provisions of the *Roads Act 1993* relating to classified roads, and pursuant to section 10 of the *National Park Estate (Southern Region Reservations) Act 2000 (the Act)*, adjust the description of the land in Schedule 2 to the Act by amending that Schedule as set out in Schedule 1 to this Notice.

In accordance with section 10 (5) of the Act, I certify that the adjustments effected by this notice will not result in any significant reduction in the size or value of national park estate land or State forest land.

In accordance with section 10 (9) of the Act, I declare that Lot 24 DP 1087398 and Lot 10 DP 1080225 are part of Main Road 92 and, accordingly, are vested in the roads authority for that main road under the *Roads Act 1993*.

LISA CORBYN

Director-General of the Department of Environment and Conservation

Dated this 19th day of May 2006.

Notice adjusting description of lands

Schedule 1 Amendments

Schedule 1 Amendments

[1] Schedule 2 Crown lands reserved as national park or state recreation area or dedicated as nature reserve

Insert “However, that area does not include Lot 24 DP 1087398.” at the end of the tenth paragraph of clause 47 (being the paragraph relating to the land designated as 22–19 on the diagram catalogued Misc R 00071 (Third Edition)).

[2] Schedule 2, clause 47

Insert “However, that area does not include Lot 10 DP 1080225.” at the end of the thirteenth paragraph (being the paragraph relating to the land designated as 22–22 on the diagram catalogued Misc R 00072 (Third Edition)).



New South Wales

Notice of Final Determination

under the

Threatened Species Conservation Act 1995

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

Caladenia porphyrea D.L. Jones

Dated, this 27th day of May 2006.

Associate Professor Lesley Hughes
Chairperson of the Scientific Committee

Copies of final determination and reasons

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

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

OFFICIAL NOTICES

Appointments

ABORIGINAL LAND RIGHTS ACT 1983

Notice

I, the Honourable MILTON ORKOPOULOS, M.P., Minister for Aboriginal Affairs, following approval by the New South Wales Aboriginal Land Council, do, by this notice pursuant to section 231(2) of the Aboriginal Land Rights Act 1983 (the Act) and sections 48(1) and 36(3) of the Interpretation Act 1987, extend the appointment of Mr Terry LAWLER as Administrator to the Koompahtoo Local Aboriginal Land Council for a maximum period of twelve (12) calendar months, effective retrospectively from 14 June 2006. During the period of his appointment, the Administrator will have all of the functions of a Local Aboriginal Land Council as specified in section 52(1) of the Act, and any other duties as specified by the agreed terms of appointment. The Administrator's remuneration is not to exceed \$180,000 dollars, plus GST.

Signed and sealed this 13th day of June 2006.

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

GOD SAVE THE QUEEN!

CRIMES (ADMINISTRATION OF SENTENCES) ACT 1999

State Parole Authority Re-appointment of Community Member

HER Excellency the Governor, with the advice of the Executive Council and pursuant to the provisions of the Crimes (Administration of Sentences) Act 1999, has approved the re-appointment of Yiah CHAN as a community member of the State Parole Authority for a period of three (3) years dating on and from 1 September 2006 until 31 August 2009.

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

CRIMES (ADMINISTRATION OF SENTENCES) ACT 1999

State Parole Authority Re-appointment of Community Member

HER Excellency the Governor, with the advice of the Executive Council and pursuant to the provisions of the Crimes (Administration of Sentences) Act 1999, has approved the re-appointment of Maritsa EFTIMIOU as a community member of the State Parole Authority for a period of three (3) years dating on and from 1 September 2006 until 31 August 2009.

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

INTERNAL AUDIT BUREAU ACT 1992

Chief Executive Service Appointment Under Section 8(1)

HER Excellency the Governor, with the advice of the Executive Council, pursuant to the provisions of the Internal Audit Bureau Act 1992, has appointed the officer listed below to the chief executive service position as specified:

Internal Audit Bureau of New South Wales
Stephen HORNE, Chief Executive [24 July 2006].

The Hon. MICHAEL COSTA, M.L.C.,
Treasurer,
Minister for Infrastructure
and Minister for the Hunter

STATE OWNED CORPORATIONS ACT 1989

Appointment

HER Excellency the Governor, with the advice of the Executive Council, pursuant to section 20K of the State Owned Corporations Act 1989, has appointed Kerry Elizabeth SCHOTT as Chief Executive Officer, Sydney Water Corporation, effective on and from 2 August 2006.

The Hon. DAVID CAMPBELL, M.P.,
Minister for Water Utilities,
Minister for Small Business,
Minister for Regional Development
and Minister for the Illawarra

STOCK DISEASES ACT 1923

Appointment of Inspectors

I, B. D. BUFFIER, Director-General of NSW Department of Primary Industries, pursuant to section 6(1) of the Stock Diseases Act 1923 ('the Act'), appoint the persons named in the Schedule as Inspectors under the Act.

SCHEDULE

Michael Bernard LEANE, and
Richard David Owen LLOYD.

Dated this 17th day of July 2006.

B. D. BUFFIER,
Director-General,
NSW Department of Primary Industries

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 thereunder, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

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

SCHEDULE

| COLUMN 1 | COLUMN 2 | COLUMN 3 |
|--|-----------------------------|---|
| The person for the time being holding the office of Chairman, Friends of Burrendong Arboretum Inc (ex-officio member), the person for the time being holding the office of Curator/Manager, Mount Annan Botanic Garden, Royal Botanic Gardens Sydney (ex-officio member), the person for the time being holding the office of Supervisor, Orange Botanic Gardens, Orange City Council (ex-officio member), the person for the time being holding the office of Managing Curator, Australian National Botanic Gardens (ex-officio member), Helen Mary O'BRIEN (re-appointment), Anthony O'HALLORAN (new member), Eileen Annette HOLMES (re-appointment), Harold Robert HARRIS (re-appointment), Hazel Jean ALTHOFER (re-appointment). | Burrendong Arboretum Trust. | Reserve No.: 120082. Public Purpose: Arboretum. Notified: 22 June 1990. File No.: DB90 R 68. |

Term of Office

For a term commencing 16 August 2006 and expiring 31 December 2010.

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

**ALTERATION OF PURPOSE OF A WESTERN
LANDS LEASE**

IT is hereby notified that in pursuance of the provisions of section 18FA(6) of the Western Lands Act 1901, the purpose and conditions of the undermentioned Western Lands Lease have been altered as shown.

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

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

The purpose/conditions of Western Lands Lease 14370, being the land contained within Folio Identifier 2/1089252 has been altered from “Grazing” to “Grazing and Cultivation” effective from 10 May 2006.

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

The conditions previously annexed to Western Lands Lease 14370 have been revoked and the following conditions have been annexed thereto.

**CONDITIONS AND RESERVATIONS ATTACHED TO
WESTERN LANDS LEASE 14370**

- (1) In the conditions annexed to the lease, the expression “the Minister” means the Minister administering the Western Lands Act 1901, and any power, authority, duty or function conferred or imposed upon the Minister by or under those conditions may be exercised or performed either by the Minister or by such officers of the Department of Land and Water Conservation as the Minister may from time to time approve.
- (2) In these conditions and reservations the expression “the Commissioner” means the Commissioner charged with the administration of the Western Lands Act 1901 (“the Act”) in accordance with section 4(2) of the Act.
- (3) (a) For the purposes of this clause the term Lessor shall include Her Majesty the Queen Her Heirs and Successors the Minister and the agents servants employees and contractors of the Lessor Her Majesty Her Majesty’s Heirs and Successors and the Minister.
- (b) The lessee covenants with the Lessor to indemnify and keep indemnified the Lessor from and against all claims for injury loss or damage suffered by any person or body using or being in or upon the Premises or any adjoining land or premises of the Lessor arising out of the Holder’s use of the Premises and against all liabilities for costs charges and expenses incurred by the Lessor in respect of the claim of any such person or body except to the extent that any such claims and demands arise wholly from any negligence or wilful act or omission on the part of the Lessor.
- (c) The indemnity contained in this clause applies notwithstanding that this Lease authorised or required the lessee to undertake or perform the activity giving rise to any claim for injury loss or damage.
- (d) The lessee expressly agrees that the obligations of the Holder under this clause shall continue after the expiration or sooner determination of this Lease in respect of any act deed matter or thing occurring before such expiration or determination.
- (4) The rent of the lease shall be as determined by the local land board for each period of 5 years of the term of the lease, except where a rent is bid at auction or tendered under Section 19C(5) of the Western Lands Act 1901.
- (5) The rent shall be due and payable annually in advance on 22 July in each year.
- (6) (a) “GST” means any tax on goods and/or services, including any value-added tax, broad-based consumption tax or other similar tax introduced in Australia.
“GST law” includes any Act, order, ruling or regulation, which imposes or otherwise deals with the administration or imposition of a GST in Australia.
- (b) Notwithstanding any other provision of this Agreement:
 - (i) If a GST applies to any supply made by either party under or in connection with this Agreement, the consideration provided or to be provided for that supply will be increased by an amount equal to the GST liability properly incurred by the party making the supply.
 - (ii) If the imposition of a GST or any subsequent change in the GST law is accompanied by or undertaken in connection with the abolition of or reduction in any existing taxes, duties or statutory charges (in this clause “taxes”), the consideration payable by the recipient of the supply made under this Agreement will be reduced by the actual costs of the party making the supply that are reduced directly or indirectly as a consequence of the abolition of or reduction in taxes.
- (7) The lessee shall pay all rates and taxes assessed on or in respect of the land leased during the currency of the lease.
- (8) The lessee shall hold and use the land leased bona fide for the lessee’s own exclusive benefit and shall not transfer, convey or assign the land or any portion thereof without having first obtained the written consent of the Minister.
- (9) The land leased shall be used only for the purpose of Grazing and Cultivation
- (10) The lessee shall maintain and keep in reasonable repair all improvements on the land leased during the currency of the lease and shall permit the Minister or the Commissioner or any person authorised by the Minister or the Commissioner at all times to enter upon and examine the whole or any part of the land leased and the buildings or other improvements thereon.

- (11) All minerals within the meaning of the Mining Act 1992, and all other metals, gemstones and semiprecious stones, which may be in, under or upon the land leased are reserved to the Crown and the lessee shall permit any person duly authorised in that behalf to enter upon the land leased and search, work, win and remove all or any minerals, metals, gemstones and semiprecious stones in, under or upon the land leased.
- (12) Mining operations may be carried on, upon and in the lands below the land leased and upon and in the lands adjoining the land leased and the lands below those lands and metals and minerals may be removed therefrom and the Crown and any lessee or lessees under any Mining Act or Acts shall not be subject to any proceedings by way of injunction or otherwise in respect of or be liable for any damage occasioned by the letting down, subsidence or lateral movement of the land leased or any part thereof or otherwise by reason of the following acts and matters, that is to say, by reason of the Crown or any person on behalf of the Crown or any lessee or lessees, having worked now or hereafter working any mines or having carried on or now or hereafter carrying on mining operations or having searched for, worked, won or removed or now or hereafter searching for, working, winning or removing any metals or minerals under, in or from the lands lying beneath the land leased or any part thereof, or on, in, under or from any other lands situated laterally to the land leased or any part thereof or the lands lying beneath those lands, and whether on or below the surface of those other lands and by reason of those acts and matters or in the course thereof the Crown reserves the liberty and authority for the Crown, any person on behalf of the Crown and any lessee or lessees from time to time to let down without payment of any compensation any part of the land leased or of the surface thereof.
- (13) The lessee shall comply with the provisions of the Local Government Act 1993, and of the ordinances made thereunder.
- (14) The lessee shall ensure that the land leased is kept in a neat and tidy condition to the satisfaction of the Commissioner and not permit refuse to accumulate on the land.
- (15) Upon termination or forfeiture of the lease the Commissioner may direct that the former lessee shall remove any structure or material from the land at his own cost and without compensation. Where such a direction has been given the former lessee shall leave the land in a clean and tidy condition free from rubbish and debris.
- (16) The lessee shall, within 1 year from the date of commencement of the lease or such further period as the Commissioner may allow, enclose the land leased, either separately or conjointly with other lands held in the same interest, with a suitable fence to the satisfaction of the Commissioner.
- (17) The lessee shall not obstruct or interfere with any reserves, roads or tracks on the land leased, or the lawful use thereof by any person.
- (18) The lessee shall erect gates on roads within the land leased when and where directed by the Commissioner for public use and shall maintain those gates together with approaches thereto in good order to the satisfaction of the Commissioner.
- (19) The right is reserved to the public of free access to, and passage along, the bank of any watercourse adjoining the land leased and the lessee shall not obstruct access or passage by any member of the public to or along the bank.
- (20) Any part of a reserve for travelling stock, camping or water supply within the land leased shall, during the whole currency of the lease, be open to the use of bona fide travellers, travelling stock, teamsters and carriers without interference or annoyance by the lessee and the lessee shall post in a conspicuous place on the reserve a notice board indicating for public information the purpose of such reserve and, in fencing the land leased, the lessee shall provide gates and other facilities for the entrance and exit of travelling stock, teamsters and others. The notice board, gates and facilities shall be erected and maintained to the satisfaction of the Commissioner. The lessee shall not overstock, wholly or in part, the areas leased within the reserve, the decision as to overstocking resting with the Commissioner.
- (21) The Crown shall not be responsible to the lessee or the lessee's successors in title for provision of access to the land leased.
- (22) The lessee shall comply with requirements of section 18DB of the Western Lands Act 1901 which provides that, except in the circumstances referred to in subsection (4) of that section, any native vegetation on the land the subject of the lease, and any part of the land that is protected land, must not be cleared except in accordance with the Native Vegetation Conservation Act 1997.
- (23) The lessee shall comply with requirements of section 18DA of the Western Lands Act 1901 which provides that except in circumstances referred to in subsection (3) of that section, cultivation of the land leased or occupied may not be carried out unless the written consent of the Department has first been obtained and any condition to which the consent is subject under subsection (6) is complied with.
- (24) Notwithstanding any other condition annexed to the lease, the lessee shall, in removing timber for the purpose of building, fencing or firewood, carefully preserve all timber, scrub, vegetative cover and any regeneration thereof (except noxious plants and those "woody weeds" specified in Clause 28(1) and parts 9 and 13 in Schedule 4 of the Regulations) on the following parts of the land leased:
- between the banks of, and within strips at least 20 metres wide along each bank of, any creek or defined watercourse;
 - within strips at least 30 metres wide on each side of the centre line of any depression, the sides of which have slopes in excess of 1 (vertically) in 4 (horizontally), that is, approximately 14 degrees;
 - where the slopes are steeper than 1 (vertically) in 3 (horizontally), that is, approximately 18 degrees;
 - within strips not less than 60 metres wide along the tops of any ranges and main ridges;
 - not in contravention of section 21CA of the Soil Conservation Act 1938.

In addition to the foregoing requirements of this condition, the lessee shall preserve on so much of the land leased as is not the subject of a clearing licence (where possible, in well distributed clumps or strips) not less than an average of 30 established trees per hectare, together with any other timber, vegetative cover or any regeneration thereof which may, from time to time, be determined by the Commissioner to be useful or necessary for soil conservation or erosion mitigation purposes or for shade and shelter.

- (25) The lessee shall not interfere with the timber on any of the land leased which is within a State forest, timber reserve or flora reserve unless authorisation has been obtained under the provisions of the Forestry Act 1916 and shall not prevent any person or persons duly authorised in that behalf from taking timber on the land leased. The lessee shall not have any property right in the timber on the land leased and shall not ringbark, kill, destroy or permit the killing or destruction of any timber unless authorised under the Forestry Act 1916 or unless a clearing licence has been issued pursuant to section 18DB of the Western Lands Act 1901, but the lessee may take such timber as the lessee may reasonably require for use on the land leased, or on any contiguous land held in the same interest, for building, fencing or firewood.
- (26) The lessee shall take all necessary steps to protect the land leased from bush fire.
- (27) The lessee shall, as the Commissioner may from time to time direct, foster and cultivate on the land leased such edible shrubs and plants as the Commissioner may consider can be advantageously and successfully cultivated.
- (28) Whenever so directed by the Commissioner, the lessee shall, on such part or parts of the land leased as shall be specified in the direction, carry out agricultural practices, or refrain from agricultural practices, of such types and for such periods as the Commissioner may in the direction specify.
- (29) The lessee shall not overstock, or permit or allow to be overstocked, the land leased and the decision of the Commissioner as to what constitutes overstocking shall be final and the lessee shall comply with any directions of the Commissioner to prevent or discontinue overstocking.
- (30) The lessee shall, if the Commissioner so directs, prevent the use by stock of any part of the land leased for such periods as the Commissioner considers necessary to permit of the natural reseeding and regeneration of vegetation and, for that purpose, the lessee shall erect within the time appointed by the Commissioner such fencing as the Commissioner may consider necessary.
- (31) The lessee shall furnish such returns and statements as the Commissioner may from time to time require on any matter connected with the land leased or any other land (whether within or outside the Western Division) in which the lessee has an interest.
- (32) The lessee shall, within such time as may be specified by the Commissioner take such steps and measures as the Commissioner shall direct to destroy vermin and such animals and weeds as may, under any Act, from time to time be declared (by declaration covering the land leased) noxious in the Gazette and shall keep the land free of such vermin and noxious animals and weeds during the currency of the lease to the satisfaction of the Commissioner.
- (33) The lessee shall not remove or permit any person to remove gravel, stone, clay, shells or other material for the purpose of sale from the land leased unless the lessee or the person is the holder of a quarry license under regulations made under the Crown Lands Act 1989 or, in respect of land in a State forest, unless the lessee or the person is the holder of a forest materials licence under the Forestry Act 1916, and has obtained the special authority of the Minister to operate on the land, but the lessee may, with the approval of the Commissioner, take from the land such gravel, stone, clay, shells or other material for building and other purposes upon the land as may be required by the lessee.
- (34) The lessee shall comply with the provisions of the Protection of the Environment Operations Act 1997 particularly in relation to disposal of tailwaters or waters which may be contaminated with fertiliser, herbicide or pesticide or similar chemicals.
- (35) Aboriginal sites are protected under the National Parks and Wildlife Act, 1974 and are extremely vulnerable to many kinds of agricultural development. Should any Aboriginal archaeological material be unearthed during clearing operations, all work is to immediately stop and the Local Aboriginal Land Council and National Parks and Wildlife Service are to be contacted.
- (36) Any fuel management and/or fire trail access should be undertaken in accordance with fire mitigation measures to the satisfaction of the local Bush Fire Authority.
- (37) Irrigation water is not to be transferred away from this lease for a period greater than three years and Irrigation infrastructure is to be maintained during any periods of temporary water transfer, unless the prior permission of the Western Lands Commissioner is obtained. The Western Lands Commissioner will consider any land revegetation or other natural resource needs and may require use of irrigation as a rehabilitation tool if considered necessary.
- (38) The Lessee shall not cultivate outside Lot 2 in Deposited Plan 1089252.

ALTERATION OF PURPOSE OF A WESTERN LANDS LEASE

IT is hereby notified that in pursuance of the provisions of section 18FA(6) of the Western Lands Act 1901, the purpose and conditions of the undermentioned Western Lands Lease have been altered as shown.

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

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

The purpose/conditions of Western Lands Lease 14371, being the land contained within Folio Identifier 3/1089252 has been altered from "Grazing" to "Grazing and Cultivation" effective from 10 May 2006.

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

The conditions previously annexed to Western Lands Lease 14371 have been revoked and the following conditions have been annexed thereto.

CONDITIONS AND RESERVATIONS ATTACHED TO
WESTERN LANDS LEASE 14371

- (1) In the conditions annexed to the lease, the expression "the Minister" means the Minister administering the Western Lands Act 1901, and any power, authority, duty or function conferred or imposed upon the Minister by or under those conditions may be exercised or performed either by the Minister or by such officers of the Department of Land and Water Conservation as the Minister may from time to time approve.
- (2) In these conditions and reservations the expression "the Commissioner" means the Commissioner charged with the administration of the Western Lands Act 1901 ("the Act") in accordance with section 4(2) of the Act.
- (3)
 - (a) For the purposes of this clause the term Lessor shall include Her Majesty the Queen Her Heirs and Successors the Minister and the agents servants employees and contractors of the Lessor Her Majesty Her Majesty's Heirs and Successors and the Minister.
 - (b) The lessee covenants with the Lessor to indemnify and keep indemnified the Lessor from and against all claims for injury loss or damage suffered by any person or body using or being in or upon the Premises or any adjoining land or premises of the Lessor arising out of the Holder's use of the Premises and against all liabilities for costs charges and expenses incurred by the Lessor in respect of the claim of any such person or body except to the extent that any such claims and demands arise wholly from any negligence or wilful act or omission on the part of the Lessor.
 - (c) The indemnity contained in this clause applies notwithstanding that this Lease authorised or required the lessee to undertake or perform the activity giving rise to any claim for injury loss or damage.
 - (d) The lessee expressly agrees that the obligations of the Holder under this clause shall continue after the expiration or sooner determination of this Lease in respect of any act deed matter or thing occurring before such expiration or determination.
- (4) The rent of the lease shall be as determined by the local land board for each period of 5 years of the term of the lease, except where a rent is bid at auction or tendered under Section 19C(5) of the Western Lands Act 1901.
- (5) The rent shall be due and payable annually in advance on 22 July in each year.
- (6)
 - (a) "GST" means any tax on goods and/or services, including any value-added tax, broad-based consumption tax or other similar tax introduced in Australia.
"GST law" includes any Act, order, ruling or regulation, which imposes or otherwise deals with the administration or imposition of a GST in Australia.
- (c) Notwithstanding any other provision of this Agreement:
 - (iii) If a GST applies to any supply made by either party under or in connection with this Agreement, the consideration provided or to be provided for that supply will be increased by an amount equal to the GST liability properly incurred by the party making the supply.
 - (iv) If the imposition of a GST or any subsequent change in the GST law is accompanied by or undertaken in connection with the abolition of or reduction in any existing taxes, duties or statutory charges (in this clause "taxes"), the consideration payable by the recipient of the supply made under this Agreement will be reduced by the actual costs of the party making the supply that are reduced directly or indirectly as a consequence of the abolition of or reduction in taxes.
- (7) The lessee shall pay all rates and taxes assessed on or in respect of the land leased during the currency of the lease.
- (8) The lessee shall hold and use the land leased bona fide for the lessee's own exclusive benefit and shall not transfer, convey or assign the land or any portion thereof without having first obtained the written consent of the Minister.
- (9) The land leased shall be used only for the purpose of Grazing and Cultivation
- (10) The lessee shall maintain and keep in reasonable repair all improvements on the land leased during the currency of the lease and shall permit the Minister or the Commissioner or any person authorised by the Minister or the Commissioner at all times to enter upon and examine the whole or any part of the land leased and the buildings or other improvements thereon.
- (11) All minerals within the meaning of the Mining Act 1992, and all other metals, gemstones and semiprecious stones, which may be in, under or upon the land leased are reserved to the Crown and the lessee shall permit any person duly authorised in that behalf to enter upon the land leased and search, work, win and remove all or any minerals, metals, gemstones and semiprecious stones in, under or upon the land leased.
- (12) Mining operations may be carried on, upon and in the lands below the land leased and upon and in the lands adjoining the land leased and the lands below those lands and metals and minerals may be removed therefrom and the Crown and any lessee or lessees under any Mining Act or Acts shall not be subject to any proceedings by way of injunction or otherwise in respect of or be liable for any damage occasioned by the letting down, subsidence or lateral movement of the land leased or any part thereof or otherwise by reason of the following acts and matters, that is to say, by reason of the Crown or any person on behalf of the Crown or any lessee or lessees, having worked now or hereafter working any mines or having carried on or now or hereafter carrying on mining operations or having searched for, worked, won or removed or now or hereafter searching for, working, winning or removing any metals or minerals under, in or from the lands lying beneath the land leased or any part thereof, or on, in,

- under or from any other lands situated laterally to the land leased or any part thereof or the lands lying beneath those lands, and whether on or below the surface of those other lands and by reason of those acts and matters or in the course thereof the Crown reserves the liberty and authority for the Crown, any person on behalf of the Crown and any lessee or lessees from time to time to let down without payment of any compensation any part of the land leased or of the surface thereof.
- (13) The lessee shall comply with the provisions of the Local Government Act 1993, and of the ordinances made thereunder.
- (14) The lessee shall ensure that the land leased is kept in a neat and tidy condition to the satisfaction of the Commissioner and not permit refuse to accumulate on the land.
- (15) Upon termination or forfeiture of the lease the Commissioner may direct that the former lessee shall remove any structure or material from the land at his own cost and without compensation. Where such a direction has been given the former lessee shall leave the land in a clean and tidy condition free from rubbish and debris.
- (16) The lessee shall, within 1 year from the date of commencement of the lease or such further period as the Commissioner may allow, enclose the land leased, either separately or conjointly with other lands held in the same interest, with a suitable fence to the satisfaction of the Commissioner.
- (17) The lessee shall not obstruct or interfere with any reserves, roads or tracks on the land leased, or the lawful use thereof by any person.
- (18) The lessee shall erect gates on roads within the land leased when and where directed by the Commissioner for public use and shall maintain those gates together with approaches thereto in good order to the satisfaction of the Commissioner.
- (19) The right is reserved to the public of free access to, and passage along, the bank of any watercourse adjoining the land leased and the lessee shall not obstruct access or passage by any member of the public to or along the bank.
- (20) Any part of a reserve for travelling stock, camping or water supply within the land leased shall, during the whole currency of the lease, be open to the use of bona fide travellers, travelling stock, teamsters and carriers without interference or annoyance by the lessee and the lessee shall post in a conspicuous place on the reserve a notice board indicating for public information the purpose of such reserve and, in fencing the land leased, the lessee shall provide gates and other facilities for the entrance and exit of travelling stock, teamsters and others. The notice board, gates and facilities shall be erected and maintained to the satisfaction of the Commissioner. The lessee shall not overstock, wholly or in part, the areas leased within the reserve, the decision as to overstocking resting with the Commissioner.
- (21) The Crown shall not be responsible to the lessee or the lessee's successors in title for provision of access to the land leased.
- (22) The lessee shall comply with requirements of section 18DB of the Western Lands Act 1901 which provides that, except in the circumstances referred to in subsection (4) of that section, any native vegetation on the land the subject of the lease, and any part of the land that is protected land, must not be cleared except in accordance with the Native Vegetation Conservation Act 1997.
- (23) The lessee shall comply with requirements of section 18DA of the Western Lands Act 1901 which provides that except in circumstances referred to in subsection (3) of that section, cultivation of the land leased or occupied may not be carried out unless the written consent of the Department has first been obtained and any condition to which the consent is subject under subsection (6) is complied with.
- (24) Notwithstanding any other condition annexed to the lease, the lessee shall, in removing timber for the purpose of building, fencing or firewood, carefully preserve all timber, scrub, vegetative cover and any regeneration thereof (except noxious plants and those "woody weeds" specified in Clause 28(1) and parts 9 and 13 in Schedule 4 of the Regulations) on the following parts of the land leased:
- between the banks of, and within strips at least 20 metres wide along each bank of, any creek or defined watercourse;
 - within strips at least 30 metres wide on each side of the centre line of any depression, the sides of which have slopes in excess of 1 (vertically) in 4 (horizontally), that is, approximately 14 degrees;
 - where the slopes are steeper than 1 (vertically) in 3 (horizontally), that is, approximately 18 degrees;
 - within strips not less than 60 metres wide along the tops of any ranges and main ridges;
 - not in contravention of section 21CA of the Soil Conservation Act 1938.
- In addition to the foregoing requirements of this condition, the lessee shall preserve on so much of the land leased as is not the subject of a clearing licence (where possible, in well distributed clumps or strips) not less than an average of 30 established trees per hectare, together with any other timber, vegetative cover or any regeneration thereof which may, from time to time, be determined by the Commissioner to be useful or necessary for soil conservation or erosion mitigation purposes or for shade and shelter.
- (25) The lessee shall not interfere with the timber on any of the land leased which is within a State forest, timber reserve or flora reserve unless authorisation has been obtained under the provisions of the Forestry Act 1916 and shall not prevent any person or persons duly authorised in that behalf from taking timber on the land leased. The lessee shall not have any property right in the timber on the land leased and shall not ringbark, kill, destroy or permit the killing or destruction of any timber unless authorised under the Forestry Act 1916 or unless a clearing licence has been issued pursuant to section 18DB of the Western Lands Act 1901, but the lessee may take such timber as the lessee may reasonably require for use on the land leased, or on any contiguous land held in the same interest, for building, fencing or firewood.

- (26) The lessee shall take all necessary steps to protect the land leased from bush fire.
- (27) The lessee shall, as the Commissioner may from time to time direct, foster and cultivate on the land leased such edible shrubs and plants as the Commissioner may consider can be advantageously and successfully cultivated.
- (28) Whenever so directed by the Commissioner, the lessee shall, on such part or parts of the land leased as shall be specified in the direction, carry out agricultural practices, or refrain from agricultural practices, of such types and for such periods as the Commissioner may in the direction specify.
- (29) The lessee shall not overstock, or permit or allow to be overstocked, the land leased and the decision of the Commissioner as to what constitutes overstocking shall be final and the lessee shall comply with any directions of the Commissioner to prevent or discontinue overstocking.
- (30) The lessee shall, if the Commissioner so directs, prevent the use by stock of any part of the land leased for such periods as the Commissioner considers necessary to permit of the natural reseeding and regeneration of vegetation and, for that purpose, the lessee shall erect within the time appointed by the Commissioner such fencing as the Commissioner may consider necessary.
- (31) The lessee shall furnish such returns and statements as the Commissioner may from time to time require on any matter connected with the land leased or any other land (whether within or outside the Western Division) in which the lessee has an interest.
- (32) The lessee shall, within such time as may be specified by the Commissioner take such steps and measures as the Commissioner shall direct to destroy vermin and such animals and weeds as may, under any Act, from time to time be declared (by declaration covering the land leased) noxious in the Gazette and shall keep the land free of such vermin and noxious animals and weeds during the currency of the lease to the satisfaction of the Commissioner.
- (33) The lessee shall not remove or permit any person to remove gravel, stone, clay, shells or other material for the purpose of sale from the land leased unless the lessee or the person is the holder of a quarry license under regulations made under the Crown Lands Act 1989 or, in respect of land in a State forest, unless the lessee or the person is the holder of a forest materials licence under the Forestry Act 1916, and has obtained the special authority of the Minister to operate on the land, but the lessee may, with the approval of the Commissioner, take from the land such gravel, stone, clay, shells or other material for building and other purposes upon the land as may be required by the lessee.
- (34) The lessee shall comply with the provisions of the Protection of the Environment Operations Act 1997 particularly in relation to disposal of tailwaters or waters which may be contaminated with fertiliser, herbicide or pesticide or similar chemicals.
- (35) Aboriginal sites are protected under the National Parks and Wildlife Act, 1974 and are extremely vulnerable to may kinds of agricultural development.
- Should any Aboriginal archaeological material be unearthed during clearing operations, all work is to immediately stop and the Local Aboriginal Land Council and National Parks and Wildlife Service are to be contacted.
- (36) Any fuel management and/or fire trail access should be undertaken in accordance with fire mitigation measures to the satisfaction of the local Bush Fire Authority.
- (37) Irrigation water is not to be transferred away from this lease for a period greater than three years and Irrigation infrastructure is to be maintained during any periods of temporary water transfer, unless the prior permission of the Western Lands Commissioner is obtained. The Western Lands Commissioner will consider any land revegetation or other natural resource needs and may require use of irrigation as a rehabilitation tool if considered necessary.
- (38) The Lessee shall not cultivate outside Lot 3 in Deposited Plan 1089252.

REVOCATION OF RESERVATION OF CROWN LAND

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

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

SCHEDULE

| COLUMN 1 | COLUMN 2 |
|---|---|
| Land District: Coomealla. Local Government Area: Wentworth Shire Council. Locality: Dareton. Reserve No.: 78753. Public Purpose: Addition and public recreation. Notified: 27 July 1956. File No.: WL03 R 28/1. | The whole being Lot 7012, DP No. 756961#, Parish Mourquong, County Wentworth, of an area of 1973 square metres. |

Note: Land added to Reserve 61503.

Disclaimer: # Please note that the above Lot numbers marked # are for Departmental use only.

DISSOLUTION OF RESERVE TRUST

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

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

SCHEDULE

| COLUMN 1 | COLUMN 2 |
|------------------------------------|--|
| Dareton (R78753) Reserve Trust. | Reserve No.: 78753. Public Purpose: Addition and public recreation. Notified: 27 July 1956. File No.: WL03 R 28/1. |

GOULBURN OFFICE
159 Auburn Street (PO Box 748), Goulburn NSW 2580
Phone: (02) 4824 3700 Fax: (02) 4822 4287

ROADS ACT 1993

ORDER

Transfer of Crown Road to a Council

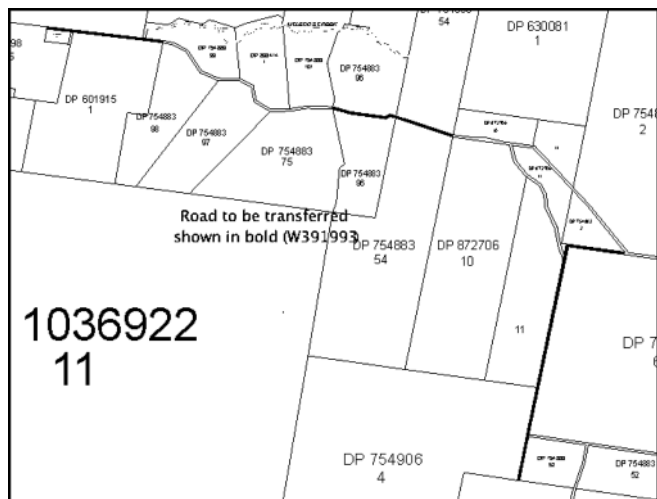
IN pursuance of the provisions of section 151 of the Act, the Crown road specified in Schedule 1 is transferred to the roads authority specified in Schedule 2 hereunder, as from the date of publication of this notice and as from that date the road specified in Schedule 1 ceases to be a Crown road.

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

SCHEDULE 1

*Parishes – Gundaroo and Purrorumba;
County – Murray; Land District – Queanbeyan;
Shire – Yass Valley.*

Description: Crown road south of Lot 22, DP 754883; north of Lot 1, DP 601915; through Lots 96 and 54, DP 754883; south of Lot 2, DP 754883; east of Lot 11, DP 754883 and Lot 4, DP 754906 as shown by solid black on diagram below.



SCHEDULE 2

Roads Authority: Yass Valley Council.
File No.: GB06 H 200 ar.
Councils Reference: RD.02503.

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

SCHEDULE

*Parish – Majura; County – Murray;
Land District – Braidwood; L.G.A. – Palerang.*

Lot 1, DP 1085451 (not being land under the Real Property Act).

File No.: GB03 H 250:JK.

Note: On closing, the titles for the land in Lots 1 and 2, DP 1095804 remains vested in the State of New South Wales as Crown Land

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

**NOTICE OF INTENTION TO GRANT A LICENCE
OVER A CROWN RESERVE**

PURSUANT to section 34A(2)(b) of the Crown Lands Act 1989, it is notified that the Minister for Lands intends to grant a licence for the purpose specified in Column 1 of the Schedules to the party specified in Column 2 of the Schedules in respect of the Reserve specified in Column 3 of the Schedules.

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

SCHEDULE 1

| COLUMN 1 | COLUMN 2 | COLUMN 3 |
|------------------|--|--|
| Film Production. | Condemned Productions Australia Pty Ltd. | Land District: Murwillumbah. Local Government Area: Tweed Shire. Parish: Cudgen. County: Rous. Locality: Cabarita Beach – Norries Headland. Reserve No.: 1001008. Public Purpose: Public recreation and coastal environmental protection. Notified: 31 October 1997. Area: About 12 hectares. File No.: GF06 H 282. |

SCHEDULE 2

| COLUMN 1 | COLUMN 2 | COLUMN 3 |
|--|---------------------------------------|---|
| Occupation of Temporary Buildings for School Site. | Department of Education and Training. | Land District: Murwillumbah. Local Government Area: Byron Shire. Parish: Brunswick. County: Rous. Locality: Mullumbimby – Stuarts Park. Reserve No.: 42924. Public Purpose: Public recreation. Notified: 29 July 1908. Area: About 3,600 square metres. File No.: GF00 R 23. |

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

DECLARATION OF LAND TO BE CROWN LAND

PURSUANT to section 138 of the Crown Lands Act 1989, the land described in the Schedule hereunder, is declared land that may be dealt with as if it were Crown Land within the meaning of that Act.

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

SCHEDULE

Land District – Coleambally;
Local Government Area – Murrumbidgee Shire Council;
Parish – Mycotha and Waddi; County – Boyd.

Lots 35 and 63 in Deposited Plan 750896; Lots 92, 93, 98, 99, 135, 164 and 165, Deposited Plan 750908 at Coleambally, being land within Certificates of Title 35/750896, 63/750896, 92/750908, 93/750908, 98/750908, 99/750908, 135/750908, 164/750908 and 165/750908 and said to be in the possession of the Minister for Conservation.

File No.: GH04 H 59.

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

ADDITION TO RESERVED CROWN LAND

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

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

SCHEDULE**COLUMN 1**

Land District: Hillston.
 Local Government Area:
 Carrathool Shire Council.
 Locality: Merriwagga.
 Lot 18, DP No. 755166,
 Parish Griffiths,
 County Nicholson.
 Area: 2011 square metres.
 File No.: HY80 H 818.

COLUMN 2

Reserve No.: 88922.
 Public Purpose: Public
 recreation.
 Notified: 18 May 1973.
 Lot 28, DP No. 755166,
 Parish Griffiths,
 County Nicholson.
 New Area: 40.26 hectares.

MAITLAND OFFICE

Newcastle Road (PO Box 6), East Maitland NSW 2323
Phone: (02) 4937 9300 Fax: (02) 4934 2252

NOTIFICATION OF CLOSING OF ROAD

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

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

Description

Parish – Warkworth; County – Northumberland;
Land District – Singleton;
Local Government Area – Singleton.

Road Closed: Lot 1, DP 1090601 at Warkworth; subject to Easement for Electricity Transmission Line 15 wide created by DP 1090601.

File No.: MD03 H 63.

Note: On closing, the land within Lot 1, DP 1090601 will remain vested in the Crown as Crown Land.

NOTIFICATION OF CLOSING OF 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

Parish – Sutton; County – Gloucester;
Land District – Newcastle;
Local Government Area – Port Stephens.

Road Closed: Lot 1, DP 1096581 at Mallabula.

File No.: MD98 H 281.

SCHEDULE

On closing, the land within Lot 1, DP 1096581 remains vested in Port Stephens Council as community land for the purposes of the Local Government Act 1993. It is intended to dedicate Lot 1 as Public Reserve.

Council's Reference: PSC2005-0882.

Description

Parish – Tomaree; County – Gloucester;
Land District – Newcastle;
Local Government Area – Port Stephens.

Road Closed: Lot 1, DP 1091899 at Nelson Bay.

File No.: MD04 H 68.

SCHEDULE

On closing, the land within Lot 1, DP 1091899 remains vested in Port Stephens Council as operational land for the purposes of the Local Government Act 1993.

Council's Reference: A2004-0935.

ORANGE OFFICE
92 Kite Street (PO Box 2146), Orange NSW 2800
Phone: (02) 6391 4300 Fax: (02) 6362 3896

**WITHDRAWAL OF RESERVES FROM CONTROL
OF A RURAL LANDS PROTECTION BOARD**

IN pursuance of the provisions of section 86(1), Rural Lands Protection Act 1998, the reserves specified hereunder are withdrawn from control of the Rural Lands Protection Board specified in the notice.

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

Description

*Rural Lands Protection District
Molong Rural Lands Protection Board*

Parish Mungerie, County Kennedy, Reserve No. 70848 for camping and water supply, notified 19 March 1943, comprised in Lots 74 and 64 in DP 754007 of 11.52 hectares.

Placed under control, *Government Gazette*, 1 May 1970.

File No.: OE05 R 8.

Note: Reserve has been revoked and re-reserved for the purpose of Aboriginal Cultural Heritage this day.

RESERVATION OF CROWN LAND

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

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

SCHEDULE

COLUMN 1

Land District: Parkes.
Local Government Area:
Parkes Shire Council.
Locality: Mungerie.
Lot 74, DP No. 754007,
Parish Mungerie,
County Kennedy;
Lot 7004, DP No. 754007#,
Parish Mungerie,
County Kennedy;
Lot 64, DP No. 754007,
Parish Mungerie,
County Kennedy.
Area: 15.361 hectares.
File No.: OE05 R 8/1.

COLUMN 2

Reserve No.: 1011888.
Public Purpose: Preservation
of Aboriginal Cultural
Heritage.

Disclaimer: # Please note that the above Lot numbers marked # are for Departmental use only.

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

COLUMN 1

Mission Reserve Trust.

COLUMN 2

Reserve No.: 1011888.
Public Purpose: Preservation
of Aboriginal Cultural
Heritage.
Notified: This day.
File No.: OE05 R 8/1.

**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

COLUMN 1

Little Burning
Mountain
Aboriginal
Corporation.

COLUMN 2

Mission Reserve
Trust.

COLUMN 3

Reserve No.: 1011888.
Public Purpose: Preservation
of Aboriginal Cultural
Heritage.
Notified: This day.
File No.: OE05 R 8/1.

**REVOCATION OF RESERVATION OF CROWN
LAND**

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

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

SCHEDULE

COLUMN 1

Land District: Parkes.
Local Government Area:
Parkes Shire Council.
Locality: Mungerie.
Reserve No.: 70848.
Public Purpose: Camping
and water supply.
Notified: 19 March 1943.
File No.: OE05 R 8/1.

COLUMN 2

The whole being Lot 74,
DP No. 754007, Parish
Mungerie, County Kennedy
and Lot 64, DP No. 754007,
Parish Mungerie, County
Kennedy, of an area of 11.52
hectares.

Note: Following revocation and withdrawal from control of the RLPB, it is intended to re-reserve the land for Preservation of Aboriginal Cultural Heritage

WITHDRAWAL OF RESERVES FROM CONTROL OF A RURAL LANDS PROTECTION BOARD

IN pursuance of the provisions of section 86(1), Rural Lands Protection Act 1998, the reserves specified hereunder are withdrawn from control of the Rural Lands Protection Board specified in the notice.

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

Description

Rural Lands Protection District
Central Tablelands Rural Lands Protection Board

Parish Jedburgh, County Roxburgh, Reserve No. 23667 for travelling stock and camping, notified 8 February 1896, comprised in Lots 7004 and 7005 in DP 1002346 of about 1.57 hectares. (Placed under control, *Government Gazette*, 2 April 1937).

Parish Jedburgh, County Roxburgh, Reserve No. 83743 for travelling stock, notified 23 February 1962, comprised in Lot 10 in DP 872516 of 5528 square metres. (Placed under control, *Government Gazette*, 23 February 1962).

Parish Mount Pleasant, County Bathurst, Reserve No. 69863 for travelling stock, notified 14 February 1941, comprised in Lot 1 in DP 154855 of 3.124 hectares. (Placed under control, *Government Gazette*, 28 February 1941).

Parish Peel, County Roxburgh, Reserve No. 83422 for camping, notified 1 September 1961, comprised in Lot 7005 in DP 1028076 of about 4240 square metres. (Placed under control, *Government Gazette*, 1 September 1961).

Note: Reserves have been revoked and re-reserved for the purpose of public recreation this day.

File No.: OE97 H 292/2.

NOTICE UNDER THE PROVISIONS OF THE RURAL LANDS PROTECTION ACT 1998

BY proclamation notice in the *Government Gazette* of the 27 July 1956, folio 2089, Rankin's Bridge Dam Public Watering Place No. 256 was established over the area comprised in Reserve No. 23667 for travelling stock and camping, notified 8 February 1896, which comprises Lots 7004 and 7005 in DP 1002346, Parish of Jedburgh, County of Roxburgh, of about 1.57 hectares.

Notice is hereby given of the revocation of the declaration as stated in the above notice.

Note: TS & CR. 23667, notified 8 February 1896, revoked this day.

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

REVOCATION OF RESERVATION OF CROWN LAND

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

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

SCHEDULE 1

| COLUMN 1 | COLUMN 2 |
|--|--|
| Land District: Bathurst. Local Government Area: Bathurst Regional Council. Locality: Eglinton. Reserve No.: 23667. Public Purpose: Travelling stock and camping. Notified: 8 February 1896. File No.: OE97 H 292/2. | The whole being Lot 7004, DP No. 1002346, Parish Jedburgh, County Roxburgh; Lot 7005, DP No. 1002346, Parish Jedburgh, County Roxburgh, of an area of 1.57 hectares. |
| Note: Reserved for the purpose of public recreation this day. | |

SCHEDULE 2

| COLUMN 1 | COLUMN 2 |
|---|---|
| Land District: Bathurst. Local Government Area: Bathurst Regional Council. Locality: Mount Pleasant. Reserve No.: 69863. Public Purpose: Travelling stock. Notified: 14 February 1941. File No.: OE97 H 292/2. | The whole being Lot 1, DP No. 154855, Parish Mount Pleasant, County Bathurst, of an area of 3.124 hectares. |
| Note: Reserved for the purpose of public recreation this day. | |

SCHEDULE 3

| COLUMN 1 | COLUMN 2 |
|--|---|
| Land District: Bathurst. Local Government Area: Bathurst Regional Council. Locality: Peel. Reserve No.: 83422. Public Purpose: Camping. Notified: 1 September 1961. File No.: OE97 H 292/2. | The whole being Lot 7005, DP No. 1028076, Parish Peel, County Roxburgh, of an area of 4240 square metres. |
| Note: Reserved for the purpose of public recreation this day. | |

SCHEDULE 4

| COLUMN 1 | COLUMN 2 |
|---|--|
| Land District: Bathurst. Local Government Area: Bathurst Regional Council. Locality: Eglinton. Reserve No.: 83743. Public Purpose: Travelling stock. Notified: 23 February 1962. File No.: OE97 H 292/2. | The whole being Lot 10, DP No. 872516, Parish Jedburgh, County Roxburgh, of an area of 5528 square metres. |
| Notes: Reserved for the purpose of Public Recreation this day. | |

RESERVATION OF CROWN LAND

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

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

SCHEDULE 1

| COLUMN 1 | COLUMN 2 |
|---|---|
| Land District: Bathurst. Local Government Area: Bathurst Regional Council. Locality: Bathurst. Lot 10, DP No. 872516, Parish Jedburgh, County Roxburgh; Lot 7004, DP No. 1002346, Parish Jedburgh, County Roxburgh; Lot 7005, DP No. 1002346, Parish Jedburgh, County Roxburgh. Area: 2.123 hectares. File No.: OE97 H 292/2. | Reserve No.: 1011910. Public Purpose: Public recreation. |

SCHEDULE 2

| COLUMN 1 | COLUMN 2 |
|--|---|
| Land District: Bathurst. Local Government Area: Bathurst Regional Council. Locality: Bathurst. Lot 7005, DP No. 1028076, Parish Peel, County Roxburgh. Area: 4240 square metres. File No.: OE97 H 292/2. | Reserve No.: 1011909. Public Purpose: Public recreation. |

SCHEDULE 3

| COLUMN 1 | COLUMN 2 |
|--|---|
| Land District: Bathurst. Local Government Area: Bathurst Regional Council. Locality: Bathurst. Lot 1, DP No. 154855, Parish Mount Pleasant, County Bathurst. Area: 3.124 hectares. File No.: OE97 H 292/2. | Reserve No.: 1011908. Public Purpose: Public recreation. |

ESTABLISHMENT OF RESERVE TRUST

PURSUANT to section 92(1) of the Crown Lands Act 1989, the reserve trust specified in Column 1 of the Schedules 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 Schedules.

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

SCHEDULE 1

| COLUMN 1 | COLUMN 2 |
|-------------------------------|---|
| Laffing Waters Reserve Trust. | Reserve No.: 1011909. Public Purpose: Public recreation. Notified: This day. File No.: OE97 H 292/2. |

SCHEDULE 2

| COLUMN 1 | COLUMN 2 |
|----------------------------|---|
| Hinton Road Reserve Trust. | Reserve No.: 1011908. Public Purpose: Public recreation. Notified: This day. File No.: OE97 H 292/2. |

SCHEDULE 3

| COLUMN 1 | COLUMN 2 |
|------------------------------|---|
| Saltram Creek Reserve Trust. | Reserve No.: 1011910. Public Purpose: Public recreation. Notified: This day. File No.: OE97 H 292/2. |

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 Schedules 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 Schedules.

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

SCHEDULE 1

| COLUMN 1 | COLUMN 2 | COLUMN 3 |
|----------------------------|----------------------------|---|
| Bathurst Regional Council. | Hinton Road Reserve Trust. | Reserve No.: 1011908. Public Purpose: Public recreation. Notified: This day. File No.: OE97 H 292/2. |

SCHEDULE 2

| COLUMN 1 | COLUMN 2 | COLUMN 3 |
|----------------------------|-------------------------------|---|
| Bathurst Regional Council. | Laffing Waters Reserve Trust. | Reserve No.: 1011909. Public Purpose: Public recreation. Notified: This day. File No.: OE97 H 292/2. |

SCHEDULE 3

| COLUMN 1 | COLUMN 2 | COLUMN 3 |
|----------------------------|------------------------------|---|
| Bathurst Regional Council. | Saltram Creek Reserve Trust. | Reserve No.: 1011910. Public Purpose: Public recreation. Notified: This day. File No.: OE97 H 292/2. |

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

DRAFT PLAN OF MANAGEMENT

PLAN of Management for part of a crown reserve, at Terrey Hills, pursuant to Part 5, Division 6 of the Crown Lands Act 1989 and Crown Lands Regulation 2000.

A draft plan of management has been prepared for part of a Crown reserve, at Terrey Hills, described hereunder, which is under the trust management of the "Womens Athletic Sports (D500013) Reserve Trust".

The draft plan was made available at Warringah Council, Civic Centre, 725 Pittwater Road, Dee Why NSW 2099; Warringah Library, during normal business hours and at the Department of Lands Sydney Metropolitan Office, Level 12, 2-10 Valentine Avenue, Parramatta, between 8:30 a.m. till 4:30 p.m., Monday to Friday.

Representations were invited from the public on the draft plan. The Plan was on exhibition for a period commencing from 3 April 2006 until 1 May 2006.

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

Description of Reserve

*Land District – Metropolitan; L.G.A. – Warringah;
Parish – Broken Bay; County – Cumberland.*

Location: Corner of Myoora Road and Mona Vale Road Terrey Hills, being an area of about 400 square metres within Dedication No. 500013, dedicated for the purpose of Athletic Sports (Women) on 28 November 1947.

File No.: MN93 R 117.

ROOKWOOD NECROPOLIS ACT 1901

IN pursuance of the provisions of the Rookwood Necropolis Act 1901, the persons referred to in the Schedule below are appointed as members of the Joint Committee of Necropolis Trustees for a term expiring 30 June 2007.

File No.: MN90 R 1.

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

SCHEDULE

| Nominee | Organisation |
|---|--------------------------------------|
| Roger Etherden TUCKER. | Anglican Cemetery Trust. |
| Peter Brian KILKEARY. | Independent Cemetery Trust. |
| Peter John FOSS. | General Cemetery Trust. |
| Harold Raymond Joseph O'KEEFFE. | Catholic Cemetery Trust. |
| Jack HOLLANDER. | Jewish Cemetery Trust. |
| Wasim RAZA. | Muslim Cemetery Trust. |
| Jacobus C. ADRICHEM. | N.S.W. Cremation Co. Limited |
| | Department of Lands. |
| Ex-officio, the person for the time being occupying the position of Regional Manager, Sydney/Hunter, Crown Lands NSW. | |
| Ex-officio, the person for the time being occupying the position of Executive Director, Department of Planning Heritage Office. | Heritage Council of N.S.W. |
| Ex-officio, the person for the time being occupying the position of Cemeteries Advisor, National Trust of Australia (N.S.W.) | National Trust of Australia (N.S.W.) |

TAMWORTH OFFICE**25-27 Fitzroy Street (PO Box 535), Tamworth NSW 2340****Phone: (02) 6764 5100 Fax: (02) 6766 3805****ROADS ACT 1993****ORDER**

Transfer of Crown Road to Council

IN pursuance of 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 road.

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

SCHEDULE 1

*Parish – Hall; County – Darling;
Land District – Tamworth;
L.G.A. – Tamworth Regional Council.*

Crown public road described as within Lots 10 and 152 in DP 752185 and road in North-West corner of Lot 92 in DP 752185.

SCHEDULE 2

Roads Authority: Tamworth Regional Council.

File No.: TH04 H 26.

SCHEDULE 1

*Parish – Gladstone; County – Darling;
Land District – Tamworth;
L.G.A. – Tamworth Regional Council.*

Crown public road described as part within and road West of Lot 132 in DP 752183 (that part running North to South only).

SCHEDULE 2

Roads Authority: Tamworth Regional Council.

File No.: TH96 H 155.

APPOINTMENT OF A TRUST BOARD MEMBER

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

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

SCHEDULE

| COLUMN 1 | COLUMN 2 | COLUMN 3 |
|------------------------------------|----------------------------------|--|
| Rebel THOMPSON (new member). | Lake Keepit State Park Trust. | Dedication No.: 1001338. Public Purpose: Public recreation. Notified: 1 June 1997. Locality: Lake Keepit. File No.: TH98 R 5. |

Term of Office

For a term commencing the date of this notice and expiring 30 April 2007.

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

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

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

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

SCHEDULE

| COLUMN 1 | COLUMN 2 | COLUMN 3 |
|---------------------------|--|--|
| Ross Vincent WILLIAMS. | Lansdowne Public Hall Reserve Trust. | Reserve No.: 96614. Public Purpose: Public hall. Notified: 25 February 1983. File No.: TE80 R 59. |

For a term commencing 13 July 2006 and expiring
 12 January 2007

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

ERRATUM

IN the *Government Gazette* dated 19 May 2006 (Folio 3116), under the heading "ERRATUM" relating to *Government Gazette* dated 12 May 2002 (Folio 3027), please amend the notification by deleting "2002" and inserting "2006".
 WA05R16.

Department of Natural Resources

WATER ACT 1912

Notice under Section 166A of the Water Act 1912

Adoption of Floodplain Management Plan

Billabong Creek Floodplain Management Plan

PURSUANT to section 166A of the Water Act 1912, and having considered the matters set out in section 166C of the Water Act 1912, the Water Administration Ministerial Corporation adopts the Billabong Creek Floodplain Management Plan as a floodplain management plan for the lands set out in the Schedule to this Notice.

WATER ACT 1912

Order under Section 166(1)

Designation of Floodplain Area – Billabong Creek Floodplain (Walbundrie to the junction of Wangamong Creek with Billabong Creek)

THE Water Administration Ministerial Corporation, by this Order pursuant to section 166 (1) of Part 8 of the Water Act 1912, designates the lands set out in the Schedule to this Notice as a floodplain which is to be known as the Billabong Creek Floodplain (Walbundrie to the junction of Wangamong Creek with Billabong Creek).

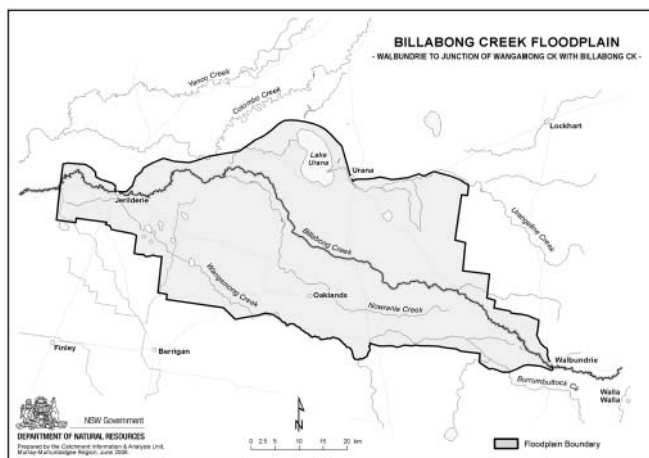
Dated at Sydney, this 23rd day of June 2006.

RICHARD SHELDRAKE,
Director-General,
Department of Natural Resources
(by delegation)

SCHEDULE

Those parts of that area situated in New South Wales and:

- being within or part of the Shires of Urana, Lockhart, Greater Hume, and Jerilderie;
- shown on the diagram hereunder; and
- exclusive of all towns, villages and their environs.



WATER ACT 1912

Order under Section 166(1)

Amendment of Designation of Floodplain Area
Billabong Creek Floodplain (Walbundrie to Urana)

THE Water Administration Ministerial Corporation, by this Order pursuant to section 166(1) of Part 8 of the Water Act 1912, hereby rescinds the floodplain designation known as the Billabong Creek Floodplain – Walbundrie to Urana (gazetted 22 February 1985), to remove the lands set out in the Schedule to this Notice.

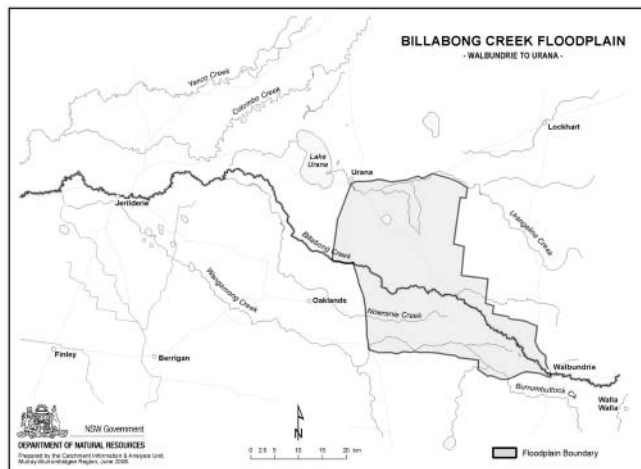
Dated at Sydney, this 23rd day of June 2006.

RICHARD SHELDRAKE,
Director-General,
Department of Natural Resources
(by delegation)

SCHEDULE

Those parts of that area situated in New South Wales and:

- being within or part of the Shires of Urana, Lockhart and Greater Hume;
- shown on the diagram hereunder; and
- exclusive of all towns, villages and their environs.



Larger maps of the area and exclusions to which those Orders and this Notice relate are available for public inspection during office hours at the Deniliquin office of DNR.

WATER ACT 1912

Order under Section 20Z
Water Allocations for 2006/2007 Water Year

Belubula Valley

THE Water Administration Ministerial Corporation, pursuant to section 20Z of the Water Act 1912, is satisfied that the water source known as the Belubula River (being subject to a Volumetric Allocation Scheme as Gazetted under section 20W), is unlikely to have sufficient water available to meet the requirements during the 2006/2007 water year of those persons authorised by law to take water from the water

source. By this Order the Ministerial Corporation being satisfied of the above hereby reduces the water allocations under the said scheme for the 2006/2007 water year to the proportions as specified in Schedule 1. This order has effect from the date of publication in the *Government Gazette* until it is revoked or varied by a further order.

Signed for the Water Administration Ministerial Corporation.

Dated this 7th day of July 2006.

DAVID HARRISS,
Executive Director,
Water Management Division

Department of Natural Resources,
PO Box 53, Orange NSW 2800.

SCHEDULE 1

- For high security entitlements, water allocation for the period for 1 July 2006 to 30 June 2007 water year is 50%.
- For low security entitlements, water allocation for the period for 1 July 2006 to 30 June 2007 water year is 0%.

WATER ACT 1912

APPLICATIONS for licences under section 10 of Part 2 of the Water Act 1912, have been received as follows:

S G ELLIS & SONS PTY LTD for two pumps, two dams and a diversion pipe on unnamed watercourses on Lot 78//979859, Parish of Avon, County of Gloucester, for conservation and supply of water for stock, domestic and farming purposes (dairy washdown) and irrigation of 18.5 hectares (improved pasture) (to combine and replace existing licences 20SL039461 and 20SL039464) (Reference: 20SL061679).

John Hugh BULFORD and Pamela Jane McNicol PUDAN for two pumps on the Manning River on Lots 15 and 38//753181, Parish of Kornga and Lot 140//753158, Parish of Craven, both County of Gloucester and Lot 12//1055881, Parish of Woko, County of Hawes, for irrigation of 12.5 hectares (improved pasture) (to combine and replace existing licences 20SL034859 and 20SL061081) (Reference: 20SL061680).

Maxwell Reay WAKE and Robyn Joy WAKE for two pumps on Doughboy Hollow Creek on Lot PT49//755269 and Lot 54//1073260, Parish of Whittingham, County of Northumberland, for irrigation of 10.0 hectares (improved pasture) (replacing existing licence 20SL051478 due to additional pump and pump site) (Reference: 20SL061675).

Gregory Ross MORGAN and Carole Christine MORGAN for a pump on Doughboy Hollow Creek on an easement within Lot 54//1073260, Parish of Whittingham, County of Northumberland, for water supply for domestic purposes and water supply for domestic purposes to the occupier of Lot 53//1073260 (new licence) (exempt from current embargo) (Reference: 20SL061676).

June Marie VINCENT for a dam on Dingo Creek on Lot 1//549197 and Lot 28//754420, Parish of Kerewong, County of Macquarie, for conservation of water for stock purposes (new licence) (existing structure, exempt from current embargo) (Reference: 20SL061665). In lieu of previous notice.

David Bruce BEAVEN and Julie Anne BEAVEN for a pump on the Merriwa River on Lot 1//795495, Parish of Campbell, County of Brisbane, for irrigation of 5.0 hectares (improved pasture) (permanent water transfer from licence 20SL041559) (Reference: 20SL061678).

Any inquiries regarding the above should be directed to Brian McDougall (02) 4904 2546.

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.

HEMANTHA DE SILVA,
Team Leader,
Water Access,
Hunter Region

Department of Natural Resources,
PO Box 2213, Dangar NSW 2309.

WATER ACT 1912

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

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

Murray River Valley

P S PILOT PTY LTD for two pumps on Billabong Creek on Lot 92//756421, Parish of Hastings, County of Urana, for water supply for stock purposes and irrigation (replacement licence due to an increase in pump sizes and a new pump site) (Reference: 50SL75696) (GA2:484875).

Any enquiries regarding the above should be directed to the undersigned (telephone: [03] 5898 3900).

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

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

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

WATER ACT 1912

AN application under Part 2 within proclaimed (declared) local areas 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 has been received from:

Macquarie River Valley

Glenn Thomas JOHNSTONE for a pump on the Macquarie River, Lot 6, DP 753494, Parish of The Mole, County of Gregory, for water supply for stock and domestic purposes (new licence) (Reference: 80SL96244).

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

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

Ross David FERRARI for a proposed bore, Lot 2, DP 755090, Parish of Barton, County of Narromine, for irrigation of 80 hectares (lucerne and summer crops) (new licence) (Reference: 80BL237008).

GA2:310213.

Written objections to the applications specifying grounds of how your interests may be affected may be made by any statutory authority or local occupier within the proclaimed local (declared) area and must be lodged with the Departments Office at Dubbo, by the 18 August 2006, as prescribed by the Act.

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

MARK CAMPBELL,
Senior Natural Resource Officer,
Macquarie

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

WATER ACT 1912

AN 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 Water Act 1912.

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

Lachlan River Valley

HORTVEST HOLDINGS PTY LTD for a dam and pump on Six Mile Creek in McHenry's Creek Catchment, on Lots 75 and 105, DP 754582, Parish of Burrangong, County of Montegale, for conservation of water and water supply for stock, domestic and irrigation purposes, 160.00 hectares (lucerne and grapes) (new licence – allocation obtained by way of the permanent transfer scheme – transferring from existing entitlement) (Reference: 70SL091086) (GA2:522379).

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.
Telephone: (02) 6850 8000.

WATER ACT 1912

APPLICATIONS for licence/s under Part 5 of the Water Act 1912, as amended, have been received as follows:

Lachlan River Valley

Patrick Keith BUNYAN and Michael Andrew BUNYAN, for a bore on Lot 3377, DP 765664, Parish of Tinna, County of Waljeers, water supply for stock and domestic purposes and irrigation (1000 hectares) (fodder crops) (new licence) (Reference: 70BL227418).

Patrick Keith BUNYAN and Michael Andrew BUNYAN, for a bore on Lot 2278, DP 764202, Parish of Arrawatta, County of Waljeers, water supply for stock and domestic purposes and irrigation (1500 hectares) (fodder crops) (new licence) (Reference: 70BL227419).

GA:522380.

Written submissions, are requested from all interested persons to inform the Ministerial Corporation whether they support the application/s or object thereto, and if they do so object, stating the reasons for their objections, must be lodged with the Department before 4 August 2006, as prescribed by the Act.

VIV RUSSELL,
Resource Access Manager,
Lachlan Catchment

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

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

LLOYD'S AGRICULTURAL DEVELOPMENTS PTY LTD for a diversion channel, regulator and wingwalls on Reedy Creek, Lot 5, DP 1095218, Parish of Wallace, County of Clarendon, for supply of water for stock and domestic purposes (new licence) (Reference: 40SL71100).

GA2:520618.

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

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

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

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

WATER ACT 1912

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

Murrumbidgee Valley

Lee Michelle FRANCIS for a bore on Lot 4, DP 1080130, Parish of Wambat, County of Harden, for a water supply for stock, domestic and irrigation purposes (20 hectares – cherries) (upgrade of existing stock and domestic licence) (Reference: 40BL190909).

Serafino MANCINI and Elizabeth Anne MANCINI for a bore on Lot 58, DP 751681, Parish of Bringan, County of Cooper, for a water supply for industrial/commercial purposes (olive oil processing) (application complies with the existing embargo for the Lower Murrumbidgee Groundwater Zone) (Reference: 40BL190910).

Written submissions of support or objections with grounds stating how your interest may be affected must be lodged before 24 August 2006, as prescribed by the Act.

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

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

WATER ACT 1912

AN application for artesian bore licences under Part 5 of the Water Act 1912, as amended, have been received from:

Malcolm HARRIS for a replacement artesian bore (previously Wirrah), on Lot 19, DP750462, Parish of Galloway and County of Benarba (Reference: 90BL253496).

GA2:472322.

Any inquiries regarding the above should be directed to the undersigned (telephone: [02] 6764 5908).

Formal objections with grounds stating how your interests may be affected must be lodged by the 28 days from date of advertising, as prescribed by the Act.

GEOFF CAMERON,
Manager,
Resource Access

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

Department of Planning



New South Wales

Bankstown Local Environmental Plan 2001 (Amendment No 31)

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*. (SRW0000229/S69)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Bankstown Local Environmental Plan 2001 (Amendment No 31)

Bankstown Local Environmental Plan 2001 (Amendment No 31)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Bankstown Local Environmental Plan 2001 (Amendment No 31)*.

2 Aims of plan

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

3 Land to which plan applies

This plan applies to land known as Lot 16, DP 30851, at the corner of Powell Street and Patience Avenue, Yagoona, as shown edged heavy black on the map marked "Bankstown Local Environmental Plan 2001 (Amendment No 31)" deposited in the office of the Council of the City of Bankstown.

4 Amendment of Bankstown Local Environmental Plan 2001

Bankstown Local Environmental Plan 2001 is amended by inserting in alphabetical order of locality in Part 2 of Schedule 4 the following words:

Yagoona

Land at the corner of Powell Street
and Patience Avenue

Lot 16, DP 30851, as shown edged
heavy black on the map marked
"Bankstown Local Environmental
Plan 2001 (Amendment No 31)".



New South Wales

Baulkham Hills Local Environmental Plan 2005 (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*. (P03/00577/S69)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Baulkham Hills Local Environmental Plan 2005 (Amendment No 3)

Baulkham Hills Local Environmental Plan 2005 (Amendment No 3)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Baulkham Hills Local Environmental Plan 2005 (Amendment No 3)*.

2 Aims of plan

This plan aims to allow, with the consent of the Council of Baulkham Hills, the carrying out of development on the land to which this plan applies for the purpose of a retail plant nursery.

3 Land to which plan applies

This plan applies to Lot 6, DP 232975, Lot 16, DP 806095, Lot 109, DP 793840 and part of Lot 2, DP 567579, Seven Hills Road, Baulkham Hills and Lot 17, DP 806095, Bass Drive, Baulkham Hills, as shown edged heavy black on the map marked "Baulkham Hills Local Environmental Plan 2005 (Amendment No 3)" deposited in the office of the Council of Baulkham Hills.

4 Amendment of Baulkham Hills Local Environmental Plan 2005

Baulkham Hills Local Environmental Plan 2005 is amended by inserting at the end of Schedule 6 in Columns 1, 2 and 3, respectively, the following matter:

| | | |
|--|---|---|
| Lot 6, DP 232975, Lot 16, DP 806095, Lot 109, DP 793840 and part of Lot 2, DP 567579, Seven Hills Road, Baulkham Hills and Lot 17, DP 806095, Bass Drive, Baulkham Hills, as shown edged heavy black on the map marked "Baulkham Hills Local Environmental Plan 2005 (Amendment No 3)" | Development for the purpose of a retail plant nursery, including an office, display, staff amenities, storage and parking | The floor area of the nursery buildings used for retail, display, office, storage and staff amenities must not exceed 1,650m ² . |
|--|---|---|



New South Wales

Inverell Local Environmental Plan 1988 (Amendment No 11)

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*. (S04/00917/S69)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Inverell Local Environmental Plan 1988 (Amendment No 11)

Inverell Local Environmental Plan 1988 (Amendment No 11)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Inverell Local Environmental Plan 1988 (Amendment No 11)*.

2 Aims of plan

This plan aims to rezone the land to which this plan applies to Zone No 1 (a) (the Rural (Agricultural) Zone) under *Inverell Local Environmental Plan 1988*.

3 Land to which plan applies

This plan applies to land in the vicinity of Moore Street, the MacIntyre River, Brewery Street and Lake Inverell Drive, Inverell, being part Lot 6, DP 238990, Lots 1 and 2, DP 859135, Lots 1 and 2, DP 859873, Lots 1 and 2, DP 534745, Lots 1 and 2, DP 541493, part Lots 1 and 2, DP 839072, Lot 1, DP 607406, Lots 1 and 2, DP 535681, Lot 2, DP 233094, Lots 3 and 4, DP 233354, Lot 2, DP 873673, Lots 1 and 2, DP 1046476, Lots 2, 5 and 6, DP 239090, Lots 1 and 2, DP 787664, Lot 4, DP 736810, Lots 2 and 3, DP 557077, Lot 4, DP 561397, Lot 3, DP 736810, Lot 1, DP 156120, Lot 3, DP 588230 and Lot 1, DP 189578, as shown edged heavy black and lettered "1 (a)" on the map marked "Inverell Local Environmental Plan 1988 (Amendment No 11)" deposited in the office of the Inverell Shire Council.

4 Amendment of Inverell Local Environmental Plan 1988

Inverell Local Environmental Plan 1988 is amended by inserting in appropriate order in the definition of *the map* in clause 5 (1) the following words:

Inverell Local Environmental Plan 1988 (Amendment No 11)



New South Wales

Lismore Local Environmental Plan 2000 (Amendment No 12)

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*. (G03/00004/S69)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Lismore Local Environmental Plan 2000 (Amendment No 12)

Lismore Local Environmental Plan 2000 (Amendment No 12)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Lismore Local Environmental Plan 2000 (Amendment No 12)*.

2 Aims of plan

This plan aims:

- (a) to rezone land owned by Lismore City Council for recreation, private recreation and environment protection purposes, and
- (b) to rezone privately owned land that is either wholly or partly zoned for recreation purposes but that is not required for those purposes, and
- (c) to rezone privately owned land for recreation purposes where such land has been identified as being required for such future use, and
- (d) to reclassify certain Council-owned land from community land to operational land within the meaning of the *Local Government Act 1993* to enable the lease or disposal of the land.

3 Land to which plan applies

This plan applies to certain land situated in the City of Lismore, as shown edged heavy black on Sheets 1–3 of the map marked “Lismore Local Environmental Plan 2000 (Amendment No 12)” deposited in the office of the Lismore City Council.

4 Amendment of Lismore Local Environmental Plan 2000

Lismore Local Environmental Plan 2000 is amended as set out in Schedule 1.

Lismore Local Environmental Plan 2000 (Amendment No 12)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 74 Classification and reclassification of public land as operational land

Omit “cited at the end of the description of the land” from clause 74 (4).

Insert instead “that inserted the description of land into that Part”.

[2] Schedule 6 Classification and reclassification of public land as operational land

Insert in Part 3 in alphabetical order of locality:

East Lismore

| | | |
|-------------------|--|------|
| 13 Ballina Street | Lot 1, DP 772952, as shown edged heavy black on Sheet 3 of the map marked “Lismore Local Environmental Plan 2000 (Amendment No 12)” | Nil. |
| 15 Ballina Street | Lot 1, DP 772941, as shown edged heavy black on Sheet 3 of the map marked “Lismore Local Environmental Plan 2000 (Amendment No 12)” | Nil. |
| 27 Felicity Drive | Lot 17, DP 810811, as shown edged heavy black on Sheet 3 of the map marked “Lismore Local Environmental Plan 2000 (Amendment No 12)” | Nil. |

Lismore Local Environmental Plan 2000 (Amendment No 12)

Schedule 1 Amendments

[3] Schedule 6, Part 3

Insert in numerical and alphabetical order of street number and name under the heading "**Goonellabah**":

| | | |
|---|---|--|
| 23 Allambie Drive | Lot 6, DP 261784, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Restriction as to user noted on Certificate of Title Folio Identifier 6/261784. |
| 38 Allambie Drive | Lot 131, DP 774799, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Nil. |
| 269 Ballina Road | Lot 1, DP 255414, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Restriction as to user noted on Certificate of Title Folio Identifier 1/255414. |
| 51 Deegan Drive | Lot 38, DP 255009, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Nil. |
| 15A Holland Street | Lot 69, DP 876840, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Easement for sewerage purposes 3m wide (DP 876840) noted on Certificate of Title Folio Identifier 69/876840. |
| 1 Lancaster Drive and 2 Centenary Drive | Lots 1 and 2, DP 1061931, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Nil. |

Lismore Local Environmental Plan 2000 (Amendment No 12)

Amendments

Schedule 1

| | | |
|---------------------|--|--|
| 260 Oliver Avenue | Lot 71, DP 876840, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Right of way 10m wide (DP 831685). Easement for sewerage purposes 3m wide (DP 876840). Easement to drain water 3m wide (DP 876840) noted on Certificate of Title Folio Identifier 71/876840. |
| 23 Pindari Crescent | Lot 49, DP 773669, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Nil. |

[4] Schedule 6, Part 3

Insert in numerical and alphabetical order of street number and name under the heading "**Lismore**":

| | | |
|---|--|--|
| 44 Molesworth Street (Clyde Campbell Car Park) | Lot 20, DP 629445, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Book 638 No 823 Right of way affecting land burdened in DP 573589. N937441 Right of footway affecting land burdened in DP 553142. DP 595801 Right of carriageway noted on Certificate of Title Folio Identifier 20/629445. |
|---|--|--|

[5] Schedule 6, Part 3

Insert in numerical and alphabetical order of street number and name under the heading "**Lismore Heights**":

| | | |
|------------------|---|---|
| 37 Millar Street | Lot 4, DP 827364, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Right of carriageway 2m wide (DP 802866) noted on Certificate of Title Folio Identifier 4/827364. |
|------------------|---|---|

Lismore Local Environmental Plan 2000 (Amendment No 12)

Schedule 1 Amendments

| | | |
|-------------------------|--|------|
| 28 Weemala Street | Lot 54, DP 28852, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Nil. |
| 45 William Blair Avenue | Lot 17, DP 239507, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Nil. |

[6] Schedule 6, Part 3

Insert in alphabetical order of locality:

North Lismore

| | | |
|--------------------|---|------|
| 62 Lake Street | Lot 4, DP 114455, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Nil. |
| 62A Lake Street | Lot 2, DP 37270, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Nil. |
| 62B Lake Street | Lot 1, DP 37270, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Nil. |
| 1 Winterton Parade | Lot 1, DP 784065, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Nil. |

Lismore Local Environmental Plan 2000 (Amendment No 12)

Amendments

Schedule 1

| | | |
|---------------------|---|------|
| 1A Winterton Parade | Lot 2, DP 784065, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Nil. |
| 2 Winterton Parade | Lot 1, DP 530564, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Nil. |
| 3 Winterton Parade | Lot 3, DP 784065, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Nil. |
| 3A Winterton Parade | Lot 4, DP 784065, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Nil. |
| 3B Winterton Parade | Lot 5, DP 784065, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Nil. |
| 12 Winterton Parade | Lot 5, DP 37270, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Nil. |
| 14 Winterton Parade | Lot 4, DP 37270, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Nil. |

Lismore Local Environmental Plan 2000 (Amendment No 12)

Schedule 1 Amendments

| | | |
|---------------------|--|------|
| 16 Winterton Parade | Lot 3, DP 37270, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Nil. |
|---------------------|--|------|

[7] Schedule 6, Part 3

Insert in numerical and alphabetical order of street number and name under the heading "**South Lismore**":

| | | |
|-------------------|---|--|
| 97 Caniaba Street | Lot 2, DP 596412, as shown edged heavy black on Sheet 3 of the map marked "Lismore Local Environmental Plan 2000 (Amendment No 12)" | Easements for sewerage purposes C95448, T249054 affecting land burdened in DP 611797 and E479565, noted on Certificate of Title Folio Identifier 2/596412. |
|-------------------|---|--|

[8] Schedule 7 Definitions

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

Lismore Local Environmental Plan 2000 (Amendment No 12)—
Sheets 1 and 2



New South Wales

Pittwater Local Environmental Plan 1993 (Amendment No 71)

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*. (S02/01632/PC)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Pittwater Local Environmental Plan 1993 (Amendment No 71)

Pittwater Local Environmental Plan 1993 (Amendment No 71)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Pittwater Local Environmental Plan 1993 (Amendment No 71)*.

2 Aims of plan

This plan aims:

- (a) to permit the development of land for urban purposes in accordance with the State Government's Urban Development Program, and
- (b) to enable the Warriewood Valley Urban Land Release to be implemented in stages in accordance with a planned strategy to provide adequate physical and social infrastructure, and
- (c) to provide opportunities for a range of housing types and wider housing choice, and
- (d) to ensure that the impact of odours from the Warriewood Sewerage Treatment Plant on any neighbouring residential development is mitigated, and
- (e) to enable development to be carried out in accordance with a Planning Strategy prepared for the area, and
- (f) to reclassify the Council owned public land to which this plan applies from community land to operational land within the meaning of the *Local Government Act 1993*.

3 Land to which plan applies

This plan applies to land within the area of Pittwater shown edged heavy black on the map marked "Pittwater Local Environmental Plan 1993 (Amendment No 71)—Sheet 1" deposited in the office of Pittwater Council.

4 Amendment of Pittwater Local Environmental Plan 1993

Pittwater Local Environmental Plan 1993 is amended as set out in Schedule 1.

Pittwater Local Environmental Plan 1993 (Amendment No 71)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 5 Interpretation

Insert at the end of the definition of *the Zoning Map* in clause 5 (1):

Pittwater Local Environmental Plan 1993 (Amendment No 71)—
Sheet 1

[2] Clause 30B Development of UDP land in Warriewood Valley

Insert at the end of clause 30B (1):

Land at Warriewood within Buffer Area 1, 2 or 3 of the Warriewood Valley Urban Land Release shown edged heavy black on Sheet 2 of the map marked “Pittwater Local Environmental Plan 1993 (Amendment No 71)”

[3] Clause 30C Dwelling yield

Insert “or buffer area” after “particular sector”.

[4] Clause 30C

Insert after the matter relating to Sector 20:

Buffer Area 1—not more than 176 dwellings or less than 167 dwellings.

Buffer Area 2—not more than 132 dwellings or less than 125 dwellings.

Buffer Area 3—not more than 142 dwellings or less than 135 dwellings.

[5] Clause 30D

Insert after clause 30C:

30D Mitigation of odours from the Warriewood Sewerage Treatment Plant

- (1) This clause applies to land shown edged heavy black on the map marked “Pittwater Local Environmental Plan 1993 (Amendment No 71)—Sheet 1”.

Pittwater Local Environmental Plan 1993 (Amendment No 71)

Schedule 1 Amendments

-
- (2) The council is not to consent to development for the purpose of residential buildings on land to which this clause applies unless the Director-General has certified in writing to the council that satisfactory arrangements have been made to ensure that the impact of odours from the Warriewood Sewerage Treatment Plant on the users or occupiers of the buildings is mitigated.

[6] Schedule 13 Classification or reclassification of public land as operational

Insert in Columns 1, 2 and 3 of Part 3 after the matter under the heading “Warriewood”:

| | | |
|---------------------|--|------|
| 43 Warriewood Road | Lot 2, DP 972209, as shown edged heavy black on the map marked “Pittwater Local Environmental Plan 1993 (Amendment No 71)”—Sheet 3 | Nil. |
| 53A Warriewood Road | Lot 3, DP 942319, as shown edged heavy black on the map marked “Pittwater Local Environmental Plan 1993 (Amendment No 71)”—Sheet 3 | Nil. |



New South Wales

Sutherland Shire Local Environmental Plan 2000 (Amendment No 33)

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*. (SRE0000150/S69)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Sutherland Shire Local Environmental Plan 2000 (Amendment No 33)

Sutherland Shire Local Environmental Plan 2000 (Amendment No 33)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Sutherland Shire Local Environmental Plan 2000 (Amendment No 33)*.

2 Aims of plan

This plan aims to reclassify the land to which this plan applies from community land to operational land within the meaning of the *Local Government Act 1993* to enable the creation of a right of carriageway access to No 197A Prices Circuit, Woronora.

3 Land to which plan applies

This plan applies to Lot 3, DP 565899, known as 195B Prices Circuit, Woronora, as shown edged heavy black on the map marked "Sutherland Shire Local Environmental Plan 2000 (Amendment No 33)" deposited in the office of Sutherland Shire Council.

4 Amendment of Sutherland Shire Local Environmental Plan 2000

Sutherland Shire Local Environmental Plan 2000 is amended by inserting in alphabetical order of locality in Schedule 6 the following words:

Woronora

195B Prices Circuit

Lot 3, DP 565899

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

ORDER

I, the Minister for Planning, revoke the order made under section 75B(1) of the Environmental Planning and Assessment Act 1979 on 21 June 2006 for the development described in Schedule 1 and order under section 75B(1) of the Environmental Planning and Assessment Act 1979 that the development described in Schedule 2 is a project to which Part 3A applies.

FRANK SARTOR, M.P.,
Minister for Planning,
Sydney.

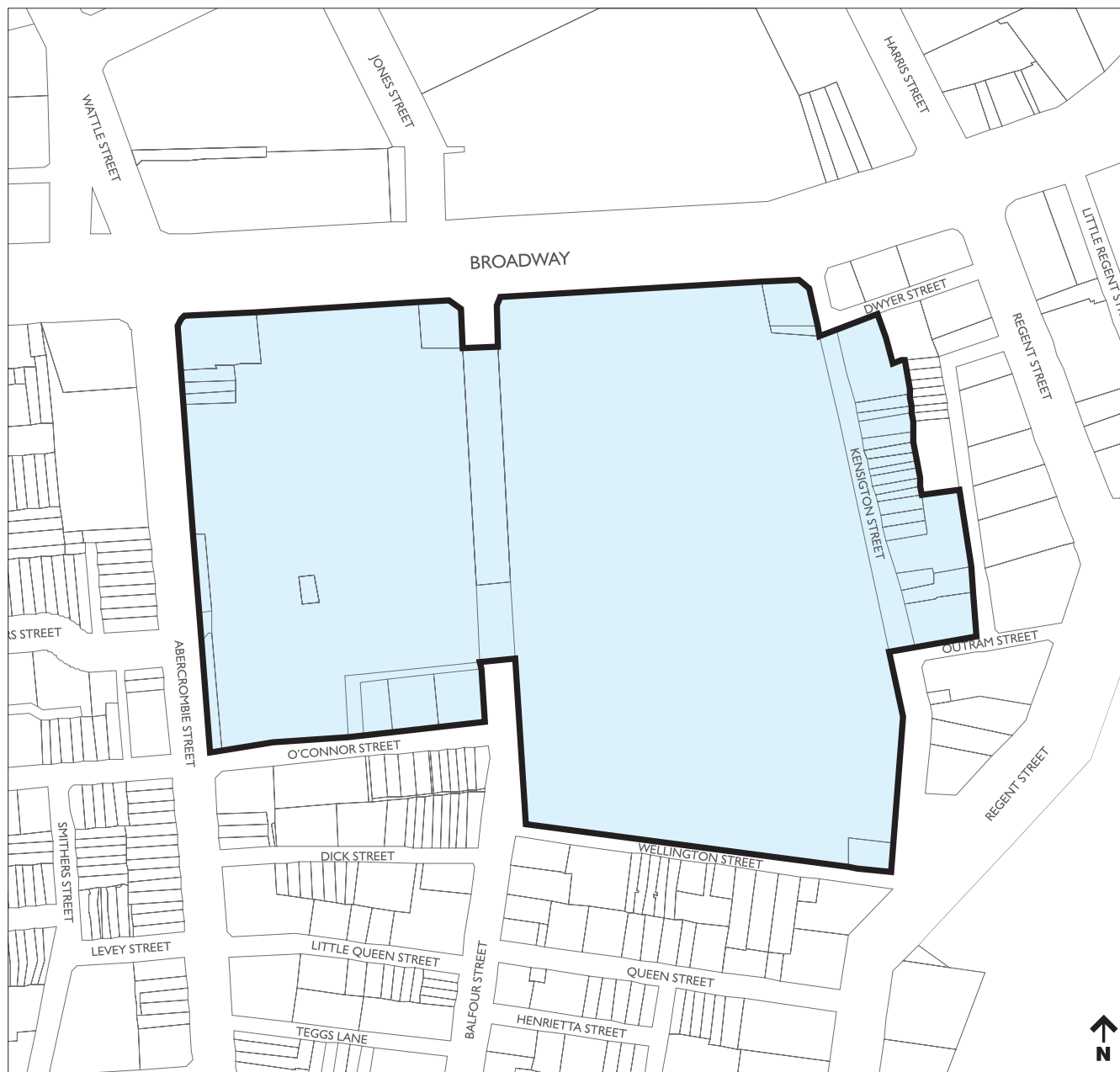
SCHEDULE 1

The redevelopment of the Carlton United Breweries Site and adjoining lots on Kensington Street, Chippendale shown edged in heavy black on the map marked Schedule 1 Carlton and United Breweries Site, within the City of Sydney Local Government Area, for mixed uses and public open space.

SCHEDULE 2

The redevelopment of the Carlton United Breweries Site and adjoining lots on Kensington Street, Chippendale shown edged in heavy black on the map marked Carlton and United Breweries Site, within the City of Sydney Local Government Area, for mixed uses and public open space.

Carlton and United Breweries Site



Department of Primary Industries

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

Determination with Respect to a
Designated Fishing Activity under Section 115O
of the Environmental Planning and Assessment Act 1979

I, IAN MACDONALD, M.L.C., the Minister for Primary Industries, pursuant to section 115O of the Environmental Planning and Assessment Act 1979 (“the Act”), determine to permit the designated fishing activity described in Schedule 1 to be carried out subject to such modifications as will eliminate or reduce the detrimental effect of the activity on the environment set out in Schedule 2.

I have examined and taken into account to the fullest extent possible all matters affecting or likely to affect the environment by reason of the designated fishing activity.

I have considered *inter alia*:

1. the Environmental Impact Statement (“EIS”) for the Abalone Fishery published by The Ecology Lab Pty Ltd on behalf of NSW Department of Primary Industries in September 2005 and the representations duly received with respect to the designated fishing activity to which the EIS relates;
2. the advice of the NSW Department of Planning;
3. the recommendations of the Director-General, NSW Department of Primary Industries, dated June 2006;
4. the matters required to be considered under section 115N of the Act relating to threatened species conservation; and
5. the matters referred to in section 19(2) and section 20(3) of the Marine Parks Act 1997.

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

Dated this 27th day of July 2006.

SCHEDULE 1

Designated Fishing Activity

Fishing activities for commercial purposes in the Abalone Fishery as described in Schedule 1 of the Fisheries Management Act 1994.

SCHEDULE 2

Modifications

The draft fishery management strategy exhibited in September 2005 as part of the Environmental Impact Statement for the designated fishing activity is revised so as to incorporate:

- (a) the amendments expressly stated in the preferred strategy report for the activity dated June 2006; and
- (b) the recommendations of the Director-General, NSW Department of Primary Industries dated June 2006.

FISHERIES MANAGEMENT ACT 1994

Section 8 – Fishing Closure
Yarrahapinni Wetland Reserve

I, RENATA BROOKS, Deputy Director-General, Agriculture, Fisheries and Regional Relations, pursuant to section 8 of the Fisheries Management Act 1994 and with the delegated authority of the Minister and the Director-General pursuant to sections 227 and 228 of that Act, prohibit the taking of fish by the methods of fishing described in Column 1 of the Schedule from the waters specified in Column 2 of that Schedule.

This notification is effective for a period of five (5) years from the date of gazettal.

SCHEDULE

Yarrahapinni Wetland Reserve

| Column 1 Methods | Column 2 Waters |
|---------------------|--|
| All methods. | The whole of the waters of the Yarrahapinni Wetland reserve and its creeks and tributaries extending upstream of its confluence with the Macleay River at the existing flood mitigation gates and associated levy banks located in Anderson’s Inlet. |

Dated this 12th day of July 2006.

RENATA BROOKS,
Deputy Director-General,
Agriculture, Fisheries and Regional Relations,
NSW Department of Primary Industries

PLANT DISEASES ACT 1924

PROCLAMATION P168

PROCLAMATION to regulate the importation, introduction and bringing into New South Wales of plants from certain States or Territories on account of the pest spiraling whitefly (*Aleurodicus dispersus*).

Her Excellency Professor MARIE BASHIR, AC, CVO,
Governor

I, Professor MARIE BASHIR AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council:

1. (a) pursuant to section 3(2)(a) of the Plant Diseases Act 1924, revoke:
 - (i) Proclamation P70 published in *Government Gazette* No. 126 of 28 August 1998, at page 6942 and any Proclamation revived as a result of its revocation, and
 - (ii) Proclamation P133 published in *Government Gazette* No. 114 of 18 July 2003, at page 7395 and any Proclamation revived as a result of its revocation; and
- (b) pursuant to section 4(1) of the Plant Diseases Act 1924 and being of the opinion that any plant from the northern part of Queensland, any part of the Northern Territory, or any part of another State or

Territory where an outbreak of spiraling whitefly has been confirmed by the Chief Plant Protection Officer or the holder of an equivalent position for that State or Territory, is likely to introduce the pest spiraling whitefly (*Aleurodicus dispersus*) into New South Wales, regulate the importation, introduction or bringing into New South Wales of any plant that originates from or has moved through the northern part of Queensland, the Northern Territory or any part of another State or Territory where an outbreak of spiraling whitefly has been confirmed by the Chief Plant Protection Officer or the holder of an equivalent position for that State or Territory.

2. A plant that originates from or has moved through the northern part of Queensland, any part of the Northern Territory or any part of another State or Territory where an outbreak of spiraling whitefly has been confirmed by the Chief Plant Protection Officer or the holder of an equivalent position for that State or Territory, may only be brought into New South Wales in accordance with the conditions for entry specified in this Proclamation.

Conditions for entry

3. Either

- (a) Plants inspected and found free of spiraling whitefly

The plant, within 48 hours before its dispatch, has

- (i) been inspected by an officer of the primary industries department of the relevant State or Territory, and
- (ii) has been found to be free of spiraling whitefly, and
- (iii) is accompanied by a Plant Health Certificate issued by that officer.

Every one of the first 20 plants in a consignment are to be inspected and, where the number of plants in a consignment is greater than 20, one plant of every 5 plants in excess of 20 is to be inspected for the presence of spiraling whitefly;

OR

- (b) Treated plants

The plant, within 48 hours before its dispatch, has

- (i) been treated with an insecticide registered by the Australian Pesticides and Veterinary Medicines Authority for the control of spiraling whitefly, and
- (ii) has been, and is, accompanied by
 - a Plant Health Certificate, or
 - a Plant Health Assurance Certificate issued in compliance with Operational Procedure ICA-35 Inspection and Treatment of Plants for Spiraling Whitefly;

OR

- (c) Property freedom

The plant is

- (i) from a property in Queensland, the Northern Territory or any other State or Territory (as relevant, from time to time) that is certified as free of the pest by an officer of the primary industries department of the relevant State or Territory, and

- (ii) is accompanied by

- a Plant Health Certificate, or
- a Plant Health Assurance Certificate issued in compliance with Operational Procedure ICA-36 Property Freedom of Plants for Spiraling Whitefly;

OR

- (d) Area freedom

The plant is

- (i) from an area of Queensland, the Northern Territory or any other State or Territory (as relevant, from time to time) that is certified as free of the pest by an officer of the primary industries department of the relevant State or Territory, and

- (ii) is accompanied by

- a Plant Health Certificate, or
- a Plant Health Assurance Certificate.

OR

- (e) New South Wales conditions of entry met

The plant is accompanied by

- (i) a Plant Health Certificate, or
- (ii) a Plant Health Assurance Certificate,

that certifies that the plant has met the conditions of approval for entry into New South Wales as determined from time to time by the Director, Animal and Plant Biosecurity, and published on New South Wales Department of Primary Industries' website.

OR

- (f) Written approval

The plant is accompanied by a document, issued by an inspector or the Director, Animal and Plant Biosecurity, giving written approval for the plant to enter New South Wales.

Definitions

In this Proclamation:

inspector means a person appointed as an inspector under the Plant Diseases Act 1924 by the Director-General of New South Wales Department of Primary Industries and whose authority extends to the issuing of the written approvals described in 3(f);

northern part of Queensland means that part of Queensland north of Latitude 22 degrees south;

pest means the pest spiraling whitefly (*Aleurodicus dispersus*);

plant includes a potted plant, bare rootstock and cuttings, but excludes flowers, fruit and seeds of plants;

Plant Health Assurance Certificate means a Plant Health Assurance Certificate issued by a person authorised by the primary industries department of the relevant State or Territory to issue Plant Health Assurance Certificates;

Plant Health Certificate means a Plant Health Certificate issued by a person authorised by the primary industries department of the relevant State or Territory to issue Plant Health Certificates.

Notes

New South Wales Department of Primary Industries' reference is P168.

For further information contact New South Wales Department of Primary Industries on (02) 6391 3691.

Operational Procedure ICA-35 Inspection and Treatment of Plants for Spiraling Whitefly is published on the internet at <http://www2.dpi.qld.gov.au/health/4145.html#35>.

Operational Procedure ICA-36 Property Freedom for Spiraling Whitefly is published on the internet at <http://www2.dpi.qld.gov.au/health/4145.html#36>.

New South Wales Department of Primary Industries' website is <http://www.dpi.nsw.gov.au>.

Signed and sealed at Sydney, this 12th day of July 2006.

By Her Excellency's Command,

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

GOD SAVE THE QUEEN!

VETERINARY PRACTICE ACT 2003

NOTICE is given in accordance with section 5 of the Subordinate Legislation Act 1989, of the intention to make a regulation under the Veterinary Practice Act 2003.

The proposed Veterinary Practice Regulation 2006, enables the Veterinary Practice Act 2003, to fully commence. The existing Veterinary Surgeons Act 1986 and Veterinary Surgeons Regulation 1995, will be repealed at this time.

The aim of the regulation is to declare certain acts of veterinary science to be restricted acts of veterinary science and make provisions for registration of veterinary practitioners, licensing of veterinary hospitals and a code of professional conduct.

The draft Regulation and Regulatory Impact Statement can be accessed via the Department's website www.dpi.nsw.gov.au or by contacting Anthony Schofield, Senior Policy Officer, PO Box K220, Haymarket NSW 1240. Telephone: (02) 8437 4976. Fax: (02) 9966 0650, Email: vetreg.submission@dpi.nsw.gov.au.

Submissions on the proposed regulation are invited and can be made by mail, fax or email as above. Submissions close on 18 August 2006.

MINERAL RESOURCES

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(06-4078)

No. 2783, IRONBARK GOLD LIMITED (ACN 118 751 027), area of 11 units, for Group 1, dated 11 July 2006. (Orange Mining Division).

(06-4079)

No. 2784, Michelle Anne MORT, area of 4 units, for Group 2, dated 12 July 2006. (Cobar Mining Division).

(06-4080)

No. 2785, ICON RESOURCES LTD (ACN 115 009 106), area of 24 units, for Group 1, dated 12 July 2006. (Orange Mining Division).

(06-4081)

No. 2786, ICON RESOURCES LTD (ACN 115 009 106), area of 19 units, for Group 1, dated 12 July 2006. (Armidale Mining Division).

(06-4082)

No. 2787, GEOSEARCH INTERNATIONAL LIMITED (ACN 112 321 802), area of 2 units, for Group 1, dated 14 July 2006. (Inverell Mining Division).

(06-4083)

No. 2788, PANGAEA MINERALS PTY LIMITED (ACN 120 631 316), area of 99 units, for Group 1, dated 14 July 2006. (Cobar Mining Division).

(06-4084)

No. 2789, PANGAEA MINERALS PTY LIMITED (ACN 120 631 316), area of 96 units, for Group 1, dated 14 July 2006. (Broken Hill Mining Division).

(06-4085)

No. 2790, PANGAEA MINERALS PTY LIMITED (ACN 120 631 316), area of 50 units, for Group 1 and Group 6, dated 14 July 2006. (Broken Hill Mining Division).

(06-4086)

No. 2791, PANGAEA MINERALS PTY LIMITED (ACN 120 631 316), area of 24 units, for Group 1, dated 14 July 2006. (Broken Hill Mining Division).

(06-4087)

No. 2792, PANGAEA MINERALS PTY LIMITED (ACN 120 631 316), area of 50 units, for Group 1 and Group 6, dated 14 July 2006. (Broken Hill Mining Division).

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

NOTICE is given that the following applications have been granted:

EXPLORATION LICENCE APPLICATIONS

(06-0069)

No. 2653, now Exploration Licence No. 6572, CULLEN EXPLORATION PTY LIMITED (ACN 077 371 165), County of Dowling, Map Sheet (8231), area of 71 units, for Group 1, dated 13 June 2006, for a term until 12 June 2008. As a result of the grant of this title, Exploration Licence No. 6257 has ceased to have effect.

(06-0090)

No. 2673, now Exploration Licence No. 6578, BLACK RANGE MINERALS LIMITED (ACN 009 079 047), County of Buckland, Map Sheet (9035), area of 100 units, for Group 1, dated 23 June 2006, for a term until 22 June 2008.

(06-0108)

No. 2688, now Exploration Licence No. 6590, COPPER STRIKE LIMITED (ACN 108 398 983), County of King, Map Sheet (8628, 8629), area of 106 units, for Group 1, dated 3 July 2006, for a term until 2 July 2008.

(06-0109)

No. 2689, now Exploration Licence No. 6571, AUZEX RESOURCES LIMITED (ACN 106 444 606), Counties of Gough and Hardinge, Map Sheet (9137, 9138), area of 100 units, for Group 1, dated 13 June 2006, for a term until 12 June 2008.

(06-0120)

No. 2697, now Exploration Licence No. 6596, BLACK RANGE MINERALS LIMITED (ACN 009 079 047), Counties of Harden and King, Map Sheet (8628), area of 100 units, for Group 1, dated 12 July 2006, for a term until 11 July 2008.

(06-2978)

No. 2721, now Exploration Licence No. 6598, AUSTAR COAL MINE PTY LIMITED (ACN 111 910 822), County of Northumberland, Map Sheet (9132), area of 7370 hectares, for Group 9, dated 13 July 2006, for a term until 12 July 2011.

(06-147)

No. 2724, now Exploration Licence No. 6595, DIAMONEX LIMITED (ACN 091 951 978), Counties of Buccleuch and Harden, Map Sheet (8528), area of 6 units, for Group 6, dated 12 July 2006, for a term until 11 July 2008.

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

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

(T03-1077)

Exploration Licence No. 2059, TEMPLAR RESOURCES LIMITED (ACN 085 644 944), area of 14 units. Application for renewal received 17 July 2006.

(T94-0244)

Exploration Licence No. 4848, Robert Patrick HEWETT, area of 1 unit. Application for renewal received 12 July 2006.

(T99-0224)

Exploration Licence No. 5764, PLATSEARCH NL (ACN 003 254 395) and EAGLEHAWK GEOLOGICAL CONSULTING PTY LTD (ACN 061 324 454), area of 16 units. Application for renewal received 19 July 2006.

(T99-0226)

Exploration Licence No. 5765, PLATSEARCH NL (ACN 003 254 395) and EAGLEHAWK GEOLOGICAL CONSULTING PTY LTD (ACN 061 324 454), area of 24 units. Application for renewal received 19 July 2006.

(T02-0034)

Exploration Licence No. 5973, STRAITS (HILLGROVE) GOLD PTY LTD (ACN 102 660 506), area of 29 units. Application for renewal received 18 July 2006.

(T02-0029)

Exploration Licence No. 5974, TEMPLAR RESOURCES LIMITED (ACN 085 644 944), area of 42 units. Application for renewal received 18 July 2006.

(T02-0021)

Exploration Licence No. 5983, ISOKIND PTY LIMITED (ACN 081 732 498), area of 11 units. Application for renewal received 11 July 2006.

(T04-0057)

Exploration Licence No. 6290, SILVER STANDARD AUSTRALIA PTY LIMITED (ACN 009 250 051), area of 100 units. Application for renewal received 18 July 2006.

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

RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(C93-0249)

No. 2, SYDNEY GAS OPERATIONS PTY LTD (ACN 079 838 136) and AGL GAS DEVELOPMENTS (SYDNEY) PTY LTD (ACN 086 013 505), area of 97 blocks, for a further term until 28 March 2011. Renewal effective on and from 30 March 2006.

(C93-0249)

No. 5, SYDNEY GAS OPERATIONS PTY LTD (ACN 079 838 136) and AGL GAS DEVELOPMENTS (SYDNEY) PTY LTD (ACN 086 013 505), area of 6 blocks, for a further term until 10 November 2011. Renewal effective on and from 30 March 2006.

(T87-0227)

Exploration Licence No. 2865, BARRICK AUSTRALIA LIMITED (ACN 007 857 598), County of Gipps, Map Sheet (8330), area of 1 unit, for a further term until 26 August 2009. Renewal effective on and from 29 June 2006.

(T99-0203)

Exploration Licence No. 5709, ILUKA RESOURCES LIMITED (ACN 008 675 018), County of Wentworth, Map Sheet (7430), area of 39 units, for a further term until 27 March 2008. Renewal effective on and from 14 July 2006.

(T98-1178)

Exploration Licence No. 5726, TRI ORIGIN MINERALS LTD (ACN 062 002 475), Counties of Argyle and Murray, Map Sheet (8827), area of 3 units, for a further term until 9 May 2008. Renewal effective on and from 23 June 2006.

(T98-1218)

Exploration Licence No. 5771, PLATSEARCH NL (ACN 003 254 395) and EAGLEHAWK GEOLOGICAL CONSULTING PTY LTD (ACN 061 324 454), Counties of Farnell, Mootwingee and Yancowinna, Map Sheet (7234), area of 86 units, for a further term until 3 September 2007. Renewal effective on and from 18 April 2006.

(T03-0090)

Exploration Licence No. 6194, CONARCO MINERALS PTY LTD (ACN 102 750 890), Counties of Goulburn and Hume, Map Sheet (8226), area of 44 units, for a further term until 15 February 2008. Renewal effective on and from 12 July 2006.

(T03-1003)

Exploration Licence No. 6209, AJAX JOINERY PTY LIMITED (ACN 000 195 228), County of Lincoln, Map Sheet (8733), area of 3 units, for a further term until 10 March 2008. Renewal effective on and from 29 June 2006.

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

**CANCELLATION OF AUTHORITY AT REQUEST
OF HOLDER**

NOTICE is given that the following authority has been cancelled:

(T00-0606)

Mining Purposes Lease No. 292 (Act 1973), FOREST RECYCLED PRODUCTS PTY LTD (ACN 010 994 779), Parish of Mebea, County of Finch and Parish of Mebea, County of Finch, Map Sheet (8439-2-S, 8439-2-S), area of 2.24 hectares. Cancellation took effect on 20 June 2006.

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

TRANSFERS

(T03-1055)

Mineral Lease No. 5734 (Act 1906), formerly held by George BAUST has been transferred to Brett William GREEN and Jacqueline Diane GREEN. The transfer was registered on 31 May 2005.

(06-2391)

Mining Purposes Lease No. 103 (Act 1973), formerly held by Richard MALLOUK has been transferred to Barrie J. HAWKEN. The transfer was registered on 14 June 2006.

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

ERRATUM

NOTICE under the heading Petroleum (Onshore) Act 1991, appearing in *Government Gazette* No. 84, 30 June 2006, the following entry appeared:

Notice of Moratorium
Griffith

I, IAN MACDONALD, M.L.C., Minister for Mineral Resources, pursuant to section 91(1) of the Petroleum (Onshore) Act 1991, hereby designate that petroleum titles will not be granted in respect of the lands defined by the thirty six (36) graticular blocks set out in the Schedule hereto.

The moratorium on the lodgement of applications for petroleum titles will allow the Department of Primary Industries – Mineral Resources to undertake a seismic survey (two seismic lines) to extend its knowledge of the structures north of the Oaklands Basin. The results are expected to be released to the petroleum industry shortly after the moratorium expires.

The moratorium, operative from the date of gazettal, shall remain in force until 30 June 2007.

SCHEDULE

Canberra 1:1,000,000 sheet:

Blocks:

This entry should be replaced with:

PETROLEUM (ONSHORE) ACT 1991

Notice of Moratorium
Griffith

I IAN MACDONALD, M.L.C., Minister for Mineral Resources, pursuant to section 91(1) of the Petroleum (Onshore) Act 1991, hereby designate that petroleum titles will not be granted in respect of the lands defined by the thirty six (36) graticular blocks set out in the Schedule hereto.

The moratorium on the lodgement of applications for petroleum titles will allow the Department of Primary Industries – Mineral Resources to undertake a seismic survey (two seismic lines) to extend its knowledge of the structures north of the Oaklands Basin. The results are expected to be released to the petroleum industry shortly after the moratorium expires.

The moratorium, operative from the date of gazettal, shall remain in force until 30 June 2007.

SCHEDULE

Canberra 1:1,000,000 sheet:

Blocks: 1820, 1821, 1822, 1823, 1892, 1893, 1894, 1895, 1964, 1965, 1966, 1967, 2036, 2037, 2038, 2039, 2108, 2109, 2110, 2111, 2180, 2181, 2182, 2183, 2252, 2253, 2254, 2255, 2324, 2325, 2326, 2327, 2396, 2397, 2398 and 2399.

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

Roads and Traffic Authority

ROAD TRANSPORT (GENERAL) ACT 2005

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

BANKSTOWN CITY COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

RICHARD COLLEY,
General Manager,
Bankstown City Council
(by delegation from the Minister for Roads)
12 July 2006

SCHEDULE

1. Citation

This Notice may be cited as the Bankstown City Council 25 Metre B-Double Route Notice No. 1/2006.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

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

4. Application

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

5. Routes

6 month trial.

| Type | Road Name | Starting Point | Finishing Point |
|------|-----------------------------|----------------|-----------------------|
| 25. | Edgar Street, Condell Park. | Milperra Road. | Ilma Street. |
| 25. | Ilma Street. | Edgar Street. | Willfox Street. |
| 25. | Willfox Street. | Ilma Street. | Exit via Ilma Street. |

ROAD TRANSPORT (GENERAL) ACT 2005

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

NEWCASTLE CITY COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which 4.6 metre High Vehicles may be used subject to any requirements or conditions set out in the Schedule.

JANET DORE,
General Manager,
Newcastle City Council
(by delegation from the Minister for Roads)
17 July 2006

SCHEDULE**1. Citation**

This Notice may be cited as the Newcastle City Council 4.6 Metre High Vehicle Route Notice No. 1/2006.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30 September 2010, unless it is amended or repealed earlier.

4. Application

This Notice applies to those 4.6 metre High Vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 of the Road Transport (Vehicle Registration) Regulation 1998.

5. Routes

| Type | Road Name | Starting Point | Finishing Point |
|------|--------------------------------|-------------------|----------------------|
| 4.6. | Broadmeadow Road, Broadmeadow. | Griffiths Road. | Clyde Street. |
| 4.6. | Clyde Street, Hamilton North. | Broadmeadow Road. | No. 46 Clyde Street. |

ROAD TRANSPORT (GENERAL) ACT 2005

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

ORANGE CITY COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which 4.6 metre high vehicles may be used subject to any requirements or conditions set out in the Schedule.

GARRY STYLES,
General Manager,
Orange City Council
(by delegation from the Minister for Roads)
18 July 2006

SCHEDULE**1. Citation**

This Notice may be cited as Orange City Council 4.6 metre high vehicle Route Notice No. 2/2006.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30 September 2010, unless it is amended or repealed earlier.

4. Application

This Notice applies to those 4.6 metre high vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 of the Road Transport (Vehicle Registration) Regulation 1998.

5. Routes

| Type | Road No. | Road Name | Starting Point | Finishing Point |
|------|----------|------------------------------------|----------------|-----------------|
| 4.6. | 509. | Northern Distributor Road, Orange. | Leeds Parade. | Burrendong Way. |

ROAD TRANSPORT (GENERAL) ACT 2005

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

ORANGE CITY COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

GARRY STYLES,
General Manager,
Orange City Council
(by delegation from the Minister for Roads)
18 July 2006

SCHEDULE**1. Citation**

This Notice may be cited as Orange City Council B-Double Route Notice No. 1/2006.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30 September 2010, unless it is amended or repealed earlier.

4. Application

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

5. Routes

| Type | Road No. | Road Name | Starting Point | Finishing Point |
|------|----------|------------------------------------|----------------|-----------------|
| 25. | 509. | Northern Distributor Road, Orange. | Leeds Parade. | Burrendong Way. |

ROAD TRANSPORT (GENERAL) ACT 2005

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

DUBBO CITY COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

MARK RILEY,
General Manager,
Dubbo City Council
(by delegation from the Minister for Roads)
29 June 2006

SCHEDULE**1. Citation**

This Notice may be cited as Dubbo City Council 25 Metre B-Double Notice No. 02/2006.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30 September 2010, unless it is amended or repealed earlier.

4. Application

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

5. Routes

| Type | Road No. | Road Name | Starting Point | Finishing Point |
|------|----------|---------------------|----------------|-------------------------------|
| 25. | 000. | Mallee Road, Dubbo. | Purvis Lane. | To its conclusion and return. |

ROADS ACT 1993

Order - Sections 46, 49, 54 and 67

Greater Taree City Council area

Declaration as Controlled Access Road
of part of the Pacific Highway at Rainbow Flat

I, the Minister for Roads, pursuant to Sections 46, 49, 54 and 67 of the Roads Act, 1993, by this order:-

1. dedicate as public road the land described in the Schedule under;
2. declare to be a main road the said public road described in the Schedule;
3. declare to be a controlled access road the said main road described in the Schedule; and
4. declare that access to the said controlled access road is restricted.

**HON ERIC ROOZENDAAL MLC
MINISTER FOR ROADS**

—————
SCHEDULE

All those pieces or parcels of land situated in the Greater Taree City Council area, Parishes of Bohnock and Beryan and County of Gloucester, shown as:

Lots 13 and 15 Deposited Plan 1074475; and

Lot 41 Deposited Plan 1083087.

The above Lots comprise the whole of the land in the correspondingly numbered Certificates of Title and are all shown on RTA Plan 0010 426 AC 2824.

(RTA Papers: 10/426.1340 Pt 3)

ROADS ACT 1993

Notice of Dedication of Land as Public Road
at Goonellabah in the Lismore City Council area

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

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

—————
SCHEDULE

ALL that piece or parcel of land situated in the Lismore City Council area, Parish of Lismore and County of Rous, shown as Lot 341 Deposited Plan 1002508.

(RTA Papers: 16/257.1205)

ROADS ACT 1993

Order

Wyong Shire Council area

Repeal of Declaration as Freeway of parts of the
F3 – Sydney to Newcastle Freeway at Ourimbah

I, the Minister for Roads hereby repeal the parts of the declaration published in Government Gazette No 6 of 20 January 1967 on page 138 which declared the main road described in Schedule 1 of that declaration to be freeway, but only in so far as those parts pertain to the land described in the Schedule under.

**HON ERIC ROOZENDAAL MLC
MINISTER FOR ROADS**

—————
SCHEDULE

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

Lots 19 and 20 shown on a plan registered at the Roads and Traffic Authority of New South Wales, Sydney and numbered 26.S.101A; and that part of the road 100 links wide containing an area of 1 acre 2 roods 23¼ perches or thereabouts separating Lots 19 and 20.

(RTA Papers: F3/505.1730 Pt 4)

ROADS ACT 1993

Order - Sections 46, 48, 54 and 67

Wyong Shire Council area

Dedication of Land as Public Road and Declaration as a Freeway of part of the F3 – Sydney to Newcastle Freeway between Ourimbah and Tuggerah

I, the Minister for Roads, pursuant to Sections 46, 48, 54 and 67 of the Roads Act, 1993, by this order -

1. dedicate as public road the land described in Schedules 1 and 2 under;
2. declare to be a main road the said public road described in Schedule 2 and the public road described in Schedule 3 under;
3. declare to be a freeway the said main road described in Schedules 2 and 3;
4. declare that access to the said freeway is restricted; and
5. specify in Schedule 4 under, the points along the freeway at which access may be gained to or from other public roads.

**HON ERIC ROOZENDAAL MLC
MINISTER FOR ROADS**

SCHEDULE 1

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

Lots 28 to 33 inclusive Deposited Plan 1071101;
 Lot 21 Deposited Plan 706878;
 Lots 3 to 6 inclusive Deposited Plan 507380;
 Lots 1 and 3 to 15 inclusive Deposited Plan 236663;
 Lots 27 to 33 inclusive Deposited Plan 1046575;
 Lot 20 Deposited Plan 714010;
 Lot 1 Deposited Plan 555613;
 Lots 8 to 12 inclusive and 14 Deposited Plan 208090;
 Lot 28 Deposited Plan 714011;
 Lots 38, 42, 43 and 44 Deposited Plan 246610;
 Lot 1 Deposited Plan 600151; and
 Lot 5 Deposited Plan 248334.

The above Lots are all shown on RTA Plan 6003 505 AC 0360.

SCHEDULE 2

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

Lot 3 Deposited Plan 219861;
 Lots 27, 28 and 29 Deposited Plan 229682;
 Lot 17 Deposited Plan 717564;
 Lot 101 Deposited Plan 861858;
 Lots 21 to 27 inclusive Deposited Plan 1071101;
 Lots 13, 15, 16, 20, 21 and 24 Deposited Plan 1046575;
 Lot 16 Deposited Plan 714010;
 Lots 23 to 26 inclusive Deposited Plan 714011;
 Lot 1 Deposited Plan 908055;
 Lots 33 to 37 inclusive Deposited Plan 246610;
 Lots 6, 7 and 8 Deposited Plan 247470; and
 Lot 4 Deposited Plan 248334.

The above Lots are all shown on RTA Plan 6003 505 AC 0360.

SCHEDULE 3

ALL those pieces or parcels of public road situated in the Wyong Shire Council area, Parishes of Ourimbah and Tuggerah and County of Northumberland shown as:

Lots 17 to 20 inclusive Deposited Plan 1071101;
 Lots 14, 17, 18, 19, 22, 23 and 25 Deposited Plan 1046575;
 Lot 29 Deposited Plan 714011;
 Lot 46 Deposited Plan 246610; and
 Lot 6 Deposited Plan 248334.

The above Lots are all shown on RTA Plan 6003 505 AC 0360.

SCHEDULE 4

Between the points A and B; and
 between the points C and D; all shown on RTA Plan 6003 505 AC 0360.

(RTA Papers: F3/505.1730 Pt 4)

ROADS ACT 1993

Order – Sections 46, 48, 54 and 67

Port Stephens and Great Lakes Shire Council areas

Declaration as Freeway of part of the
Pacific Highway at Karuah

I, the Minister for Roads, pursuant to Sections 46, 48, 54 and 67 of the Roads Act, 1993, by this order -

1. dedicate as public road the land described in Schedules 1 and 2 under;
2. declare to be a main road the said public road described in Schedule 2 and the public road described in Schedule 3 under;
3. declare to be a freeway the said main road described in Schedules 2 and 3; and
4. declare that access to the said freeway is restricted.

HON ERIC ROOZENDAAL MLC
MINISTER FOR ROADS

SCHEDULE 1

All those pieces or parcels of land situated in the Port Stephens Shire Council area, Parish of Tarean and County of Gloucester shown as:

Lots 21 and 22 Deposited Plan 1024343.

The above Lots comprise the whole of the land in the correspondingly numbered Certificates of Title and are both shown in RTA Plan 0010 362 AC 2820.

SCHEDULE 2

All those pieces or parcels of land situated in the Port Stephens and Great Lakes Shire Council areas, Parishes of Tarean and Carrington and County of Gloucester shown as:

Lot 19 Deposited Plan 1024343;

Lots 32, 33 and 34 Deposited Plan 1024344;

Lots 52, 53, 54 and 55 Deposited Plan 1026807;

Lot 152 Deposited Plan 1088229;

Lots 102 and 103 Deposited Plan 1042360; and

Lot 16 Deposited Plan 1024340.

The above Lots comprise the whole of the land in the correspondingly numbered Certificates of Title and are all shown in RTA Plan 0010 362 AC 2820.

SCHEDULE 3

All those pieces or parcels of public road situated in the Port Stephens and Great Lakes Shire Council areas, Parishes of Tarean and Carrington and County of Gloucester shown as:

Lot 20 Deposited Plan 1024343; and

Lot 17 Deposited Plan 1024340.

The above Lots are all shown in RTA Plan 0010 362 AC 2820.

(RTA Papers: M4623; 10/362.1573)

ROADS ACT 1993

Notice of Dedication of Land as Public Road at
West Tamworth in the Tamworth Regional 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.

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

SCHEDULE

ALL those pieces or parcels of land situated in the Tamworth Regional Council area, Parish of Calala and County of Parry, shown as:

Lot 2 Deposited Plan 106985;

Lot 2 Deposited Plan 525533; and

Lot 1 Deposited Plan 162883.

(RTA Papers: 11/425.14)

ROADS ACT 1993

Order - Sections 46, 49, 54 and 67

Byron Shire Council area

Dedication of Land as Public Road and Declaration as a Controlled Access Road of part of the Pacific Highway between Tyagarah and Brunswick Heads

I, the Minister for Roads, pursuant to Sections 46, 49, 54 and 67 of the Roads Act, 1993, by this order -

1. dedicate as public road the land described in Schedules 1 and 2 under;
2. declare to be a main road the said public road described in Schedule 2 and the public road described in Schedule 3 under;
3. declare to be a controlled access road the said main road described in Schedules 2 and 3;
4. declare that access to the said controlled access road is restricted; and
5. specify in Schedule 4 under, the points along the controlled access road at which access may be gained to or from other public roads.

**HON ERIC ROOZENDAAL MLC
MINISTER FOR ROADS**

—————
SCHEDULE 1

ALL those pieces or parcels of land situated in the Byron Shire Council area, Parish of Brunswick and County of Rous shown as:

Lots 19, 20 and 21 Deposited Plan 1075867.

The above Lots comprise the whole of the land in the correspondingly numbered Certificates of Title and are all shown on sheet 1 in RTA Plan 0010 062 AC 2818.

—————
SCHEDULE 2

ALL those pieces or parcels of land situated in the Byron Shire Council area, Parish of Brunswick and County of Rous shown as:

Lots 64 to 68 inclusive Deposited Plan 881232; and

Lots 13, 14 and 15 Deposited Plan 1075867.

The above Lots comprise the whole of the land in the correspondingly numbered Certificates of Title and are all shown on sheet 1 in RTA Plan 0010 062 AC 2818.

SCHEDULE 3

ALL those pieces or parcels of public road situated in the Byron Shire Council area, Parish of Brunswick and County of Rous shown as:

Lots 71, 72, 74 and 86 Deposited Plan 881232;

Lot 16 Deposited Plan 1075867; and

Lot 28 Deposited Plan 1087999.

The above Lots are all shown on sheet 1 in RTA Plan 0010 062 AC 2818.

—————
SCHEDULE 4

Between the points A and B; as shown on sheet 1 in RTA Plan 0010 062 AC 2818.

(RTA Papers 10/62.1111 Pt 4)

ROADS ACT 1993

Order - Sections 46, 48, 54 and 67

Byron Shire Council area

Dedication of Land as Public Road and Declaration
as a Freeway of part of the Pacific Highway between
Tyagarah and Brunswick Heads

I, the Minister for Roads, pursuant to Sections 46, 48, 54 and 67 of the Roads Act, 1993, by this order -

1. dedicate as public road the land described in Schedules 1 and 2 under;
2. declare to be a main road the said public road described in Schedule 2 and the public road described in Schedule 3 under;
3. declare to be a freeway the said main road described in Schedules 2 and 3;
4. declare that access to the said freeway is restricted; and
5. specify in Schedule 4 under, the points along the freeway at which access may be gained to or from other public roads.

HON ERIC ROOZENDAAL MLC
MINISTER FOR ROADS

—————
SCHEDULE 1

ALL those pieces or parcels of land situated in the Byron Shire Council area, Parish of Brunswick and County of Rous shown as:

Lots 17 and 18 Deposited Plan 1075867;
Lots 58, 75, 76, 77 and 83 Deposited Plan 881232;
Lots 29 and 30 Deposited Plan 1087999;
Lots 37, 42, 44 and 45 Deposited Plan 881231;
Lots 30, 31, 34, 35 and 36 Deposited Plan 881230;
Lots 105, 106 and 107 Deposited Plan 1090736; and
Lot 42 Deposited Plan 1062246.

The above Lots are all shown on sheets 1 and 2 in RTA Plan 0010 062 AC 2818.

—————
SCHEDULE 2

ALL those pieces or parcels of land situated in the Byron Shire Council area, Parish of Brunswick and County of Rous shown as:

Lots 60 to 63 inclusive Deposited Plan 881232;

Lots 11 and 12 Deposited Plan 1075867;
Lots 20 and 25 Deposited Plan 1087999;
Lots 38, 39 and 41 Deposited Plan 881231;
Lots 9, 13 and 21 to 26 inclusive Deposited Plan 881230;
Lots 100 to 103 inclusive Deposited Plan 1090736; and
Lots 11 and 12 Deposited Plan 1064420.
The above Lots are all shown on sheets 1 and 2 in RTA Plan 0010 062 AC 2818.

—————
SCHEDULE 3

ALL those pieces or parcels of public road situated in the Byron Shire Council area, Parish of Brunswick and County of Rous shown as:

Lot 10 Deposited Plan 1075867;
Lots 21 to 24 inclusive and 26 and 27 Deposited Plan 1087999;
Lot 43 Deposited Plan 881231;
Lots 28 and 29 Deposited Plan 881230; and
Lot 104 Deposited Plan 1090736.
The above Lots are all shown on sheets 1 and 2 in RTA Plan 0010 062 AC 2818.

—————
SCHEDULE 4

Between the points C and D;
between the points E and F;
between the points G and H;
between the points J and K;
between the points L and M;
between the points N and P; and
between the points Q and R, all shown on sheets 1 and 2 in RTA Plan 0010 062 AC 2818.

(RTA Papers 10/62.1111 Pt 4)

Other Notices

CO-OPERATIVES ACT 1992

Notice under Section 601AB of the Corporations Act 2001 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:

Vermi Co-operative Limited.

Dated this 18th day of July 2006.

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

CO-OPERATIVE HOUSING AND STARR BOWKETTS ACT 1998

Notice under Section 601AA of the Corporations Act 2001 as Adopted by the Co-operative Housing and Starr Bowkett's Act 1998

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

Eastland Co-operative Housing Society; and
Broken Hill Co-operative Housing Society.

Dated this 18th day of July 2006.

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

GEOGRAPHICAL NAMES ACT 1966

Notice of Proposal to Determine Address Locality Names and Boundaries within the Walcha Local Government Area

PURSUANT to the provisions of section 8 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it proposes to define the address locality names and boundaries in the Walcha Local Government Area as shown on map GNB3816-1-A.

The following six names are proposed for address localities as shown on map GNB3816-1-A:

Niangala, Nowendoc, Walcha, Walcha Road, Woolbrook and Yarrowitch.

The map GNB3816-1-A may be viewed at Walcha Council Administration Offices, 20 Hamilton Street, Walcha and the office of the Geographical Names Board, Land and Property Information, 346 Panorama Avenue, Bathurst NSW 2795, for a period of one month from the publication of this notice.

This proposal may also be viewed and submissions lodged on the Geographical Names Board web site at www.gnb.nsw.gov.au during the one month consultation period.

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

WARWICK WATKINS,
Chairperson

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

GEOGRAPHICAL NAMES ACT 1966

Notice of Proposal to Determine Address Locality
Names and Boundaries within the Brewarrina
Local Government Area

PURSUANT to the provisions of section 8 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it proposes to define the address locality names and boundaries in the Brewarrina Local Government Area as shown on map GNB3742-1.

The following thirteen names are proposed for address localities as shown on map GNB3742-1:

Enngonia, Weilmoringle, Goodooga, Angledool, Collerina, Talawanta, Brewarrina, Narran Lake, Bogan, Byrock, Gongolgon, Coolabah and The Marra.

The map GNB3742-1 may be viewed at Brewarrina Council Administration Offices, 57 Bathurst Street, Brewarrina and the office of the Geographical Names Board, Land and Property Information, 346 Panorama Avenue, Bathurst NSW 2795, for a period of one month from the publication of this notice.

This proposal may also be viewed and submissions lodged on the Geographical Names Board web site at www.gnb.nsw.gov.au during the one month consultation period.

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

WARWICK WATKINS,
Chairperson

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

HERITAGE ACT 1977

Order under Section 57 (2)

City Mutual Life Assurance Building
60-66 Hunter Street, Sydney
SHR No. 00585

I, the Minister for Planning, on the recommendation of the Heritage Council of New South Wales, in pursuance of section 57 (2) of the Heritage Act 1977, do, by this my Order, grant an exemption from section 57 (1) of the said Act in respect of the engaging in or carrying out of any activities described in Schedule "C" of the land described in Schedule "B" on the item described in Schedule "A".

Dated at Sydney, this 16th day of July 2006.

FRANK SARTOR, M.P.,
Minister for Planning

SCHEDULE "A"

The item known as the City Mutual Life Assurance Building, situated on the land described in Schedule "B".

SCHEDULE "B"

All those pieces or parcels of land known as Lot 1, DP 1084599 in Parish of St James, County of Cumberland, shown

edged heavy black on the plan catalogued HC 1583 in the office of the Heritage Council of New South Wales.

SCHEDULE "C"

Non-structural fit out to the interior of the building, levels 3 to 11 inclusive only, except insofar as such works would affect the remaining original fabric of the interiors of these floors being: the timber internal window sills, the concrete structure of the v-shaped building form, the lifts and lift lobbies, the original internal stair, the exterior of the building, and all fabric and areas of the building identified in the Conservation Management Plan (prepared by Tanner Architects dated March 2005, endorsed by the Heritage Council of NSW on 21 April 2005) as being of medium, high and exceptional significance.

Annexure F

HERITAGE ACT 1977

Direction Pursuant to Section 34(1)(a)
to List an Item on the State Heritage Register

Brewarrina Aboriginal Mission
SHR No. 1732

IN pursuance of section 34(1)(a) of the Heritage Act 1977, I, the Minister for Planning, having considered a recommendation of the Heritage Council of New South Wales, direct the Council to list the item of environmental heritage specified in Schedule "A" on the State Heritage Register. This listing shall apply to the curtilage or site of the item, being the land described in Schedule "B". The listing is subject to the exemptions from approval under section 57(2) of the Heritage Act 1977, described in Schedule "C".

Dated at Sydney, this 20th day of February 2006.

FRANK SARTOR, M.P.,
Minister for Planning

SCHEDULE "A"

The item known as Brewarrina Aboriginal Mission, situated on the land described in Schedule "B".

SCHEDULE "B"

All those pieces or parcels of land known as Lot 22, DP 755016 in Parish of Cato, County of Narran, shown on the plan catalogued HC 1964 in the office of the Heritage Council of New South Wales.

SCHEDULE "C"

Standard Exemptions 1, 2, 4, 6, 7, 8, 12, 14 and 17 only.

LOCAL GOVERNMENT ACT 1993

Section 548 Instrument

I, KERRY HICKEY, M.P., Minister for Local Government, in pursuance of section 548 of the Local Government Act 1993, determine that the percentage by which a council, with prior Ministerial approval for a minimum amount of an ordinary rate above that specified in Clause 126 of the

Local Government (General) Regulation 2005, may increase the minimum amount of such an ordinary rate is 3.6% above that for 2005/2006.

Dated this 5th day of July 2006.

KERRY HICKEY, M.P.,
Minister for Local Government

LOCAL GOVERNMENT ACT 1993

Decrease in Number of Councillors

Bourke Shire Council

I, KERRY HICKEY, M.P., Minister for Local Government, in pursuance of section 224A of the Local Government Act 1993, do hereby approve of the number of councillors of Bourke Shire Council being decreased from twelve to ten.

Provided:

1. The decrease does not take place until the next ordinary election of the Council.
2. A casual vacancy in civic office occurring during the period starting from the date of this approval and until the next ordinary election is not to be filled unless the vacancy would cause the number of councillors of the Council to become less than ten.

Dated this 10th day of July 2006.

KERRY HICKEY, M.P.,
Minister for Local Government

LOCAL GOVERNMENT ACT 1993

PROCLAMATION

M. BASHIR, Governor

I, Professor MARIE BASHIR, AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council and in pursuance of section 218B of the Local Government Act 1993, hereby alter the boundaries of the Area of Tenterfield Shire as described by Proclamation in *Government Gazette* No. 145 of 15 September 2004 and the Area of Glen Innes Severn as described by Proclamation in *Government Gazette* No. 145 of 15 September 2004, by taking part of the Area of Tenterfield Shire described in Schedule A hereto and adding it to the Area of Glen Innes Severn so that the boundaries of the Area of Glen Innes Severn and the boundaries of the Area of Tenterfield Shire shall be as respectively described in Schedule B and Schedule C hereto.

Signed and sealed at Sydney, this 5th day of July 2006.

By Her Excellency's Command,

KERRY HICKEY, M.P.,
Minister for Local Government

GOD SAVE THE QUEEN!

SCHEDULE A

Area to be Transferred

Area about 4.047 hectares, being that part of Lot 157, DP 753272, lying in Tenterfield Shire.

SCHEDULE B

Tenterfield Shire (as altered)

Area about 7278.60 square kilometres: Commencing on the boundary dividing the States of New South Wales and Queensland at the confluence of the Dumaresq River with Beardy Waters; and bounded thence by Beardy Waters upwards to the southernmost corner of portion 4, Parish of Muir, County of Gough; by the generally south-eastern boundary of that parish generally north-easterly to the south-eastern corner of Portion 1; by a line, south-easterly to the north-western corner of Lot 20, DP 753279; by the northern and north-eastern boundaries of that lot, easterly and south-easterly, the northern and generally eastern boundaries of Lot 19, DP 753279, easterly and generally southerly, part of the northern and part of the eastern boundaries of Lot 22, DP 726346, easterly and southerly, the generally southern boundary of Lot 17, DP 753322, generally easterly, the northern boundaries of Lots 76 and 88 DP 753322, easterly, part of the western and northern boundaries of Lot 27, DP 753312, northerly and easterly, part of the western boundary of Lot 74, DP 753286, northerly, the western and the generally northern boundaries of Lot 5, DP 753286 and its prolongation, northerly and generally easterly to Bonds Creek; by that creek, downwards to the western prolongation of the southern boundary of Lot 68, DP 753323; by that prolongation, boundary and the southern boundaries of Lots Pt 295 and 275, DP753323, easterly and part of the generally northern boundary of Lot 275, DP753323, generally easterly to the Beardy River; by that river, downwards to the northern boundary of Lot 248, DP 753323; by part of that boundary and the eastern boundary of that lot, easterly and southerly, the eastern and southern boundaries of Lot 534, DP 753323, southerly and westerly to again the boundary of Tenterfield Shire as described in *Government Gazette* No. 170, 31st December, 1926; by that boundary to generally north-western boundary of Lot 157, DP 753272; by part of that boundary, northerly and easterly to again the boundary of Tenterfield Shire as described in *Government Gazette* No. 170, 31st December, 1926; by part of that boundary to the Nine Mile Spur; by that spur easterly to the Great Dividing Range; by that range northeasterly and the generally northern boundary of the parish of Capoompeta, County of Clive, generally easterly to the western boundary of lot 16, Deposited Plan 40200; by a line east about 804 metres; by a line south about 402 metres; by a line east to Red Soil Creek; by that creek upwards to the generally northern boundary of the Parish of Farnell; by part of that boundary and the generally northern boundary of the Parish of Moogem generally easterly of the range dividing the waters of the Timbarra River from the Washpool Creek and Little Nogrigar or grasstree Creek; by that range northwesterly and northerly to the source of the latter creek; by that creek downwards to the generally eastern boundary of the Parish of Hongkong, County of Drake; by part of that boundary generally northerly to the southern boundary of portion 34; by part of that boundary and the generally northwestern boundary of that portion westerly and generally northeasterly to the said generally eastern boundary of the Parish of Hongkong; by part of that boundary generally northerly to the northeastern corner of portion 26; by a line along the northern boundary of that portion westerly to the Timbarra River; by that river downwards to a point west of the northernmost northwestern corner of portion 34; Parish of Hamilton; by a line east to that corner; by part of the generally northern boundary of that parish generally easterly to the Clarence River; by that river, Tooloom Creek and

Lindsay Creek upwards to the source of the latter creek in the Macpherson Range; and by the aforesaid boundary dividing the States of New South Wales and Queensland generally southwesterly to the point of commencement.

SCHEDULE C

Glen Innes Severn (as altered)

Area about 5739.53 square kilometres: Commencing on the Coombadjha Creek at a point east of the north-eastern corner of portion 6, parish of Albert, county of Drake; and bounded thence by that creek upwards to the westernmost south-western corner of portion 108, parish of Coombadjha; by the generally western and south-western boundaries of the parish of Coombadjha generally southerly and south-easterly to Dandahra Creek; by that creek upwards to the westernmost north-western corner of the parish of Puhoi; by a line along the western boundary of that parish southerly to the middle of the Mitchell River; by that river, the Henry River and Roger Creek upwards to London Bridge; by a line easterly to Prairie Creek; by that creek and Razorback Creek downwards to the Boyd or Little River; by that river and the Sara River upwards to the generally north-eastern boundary of Portion 22, Parish of Towagal, County of Clarke; by part of that boundary generally north-westerly to a point east of Ben Lomond (Mountain); by part of that line westerly to the generally south-eastern boundary of Lot 61, D.P. 705133; by part of that boundary and part of the generally south-western boundary of that lot generally south-westerly and generally north-westerly to again the line to Ben Lomond (Mountain); by a line westerly to that mountain; by the Macleay Range generally south-westerly to the northern boundary of Lot 1, D.P. 554313; by part of that boundary and the western boundary of that lot and its southern prolongation westerly and southerly to Inn Road; by that road generally easterly to the Great Dividing Range; by that range generally north-westerly to the southern boundary of Portion 22, Parish of Ben Lomond; by part of that boundary, the western and part of the northern boundaries of that portion westerly, northerly and easterly to again the Great Dividing Range; by that range generally north-westerly to the southernmost south-eastern corner of portion 30, parish of Macintyre, County of Gough; by the Waterloo Range and its continuation dividing the waters of The Falls and Little Oaky Creeks generally northerly to the south-eastern corner of portion 114, parish of Balaclava; by the generally eastern and northern boundaries of that parish generally northerly and westerly to the north-western corner of portion 124 of the said parish of Balaclava; by part of the generally eastern boundary of the parish of Buckley, county of Arrawatta, generally northerly to the north-eastern corner of portion 197 of the said parish of Buckley; by a line east to the south-western corner of portion 97, parish of Wellingrove, county of Gough; by the western boundary of that portion and portion 96, and part of the northern boundary of portion 131, northerly and westerly to the western boundary of the parish of Wellingrove; by that boundary of that parish generally northerly to the southernmost south-western corner of portion 39, parish of Vivier, county of Arrawatta; by the south-western boundary of that portion and the ridge dividing the waters of Arrawatta Creek and Stony Creek, passing through the aforementioned portion 39 and portion 38, generally northerly to the south-western corner of portion 68, parish of Gordon, county of Gough; by part of the generally western boundary of that parish generally northerly to a point on the generally western boundary of T.S. and C.R. 61 731, notified 14th March 1930,

about 210 chains south of the south-western corner of portion 1, parish of Strathbogie; by a line north to that corner; by the western boundary of the said portion 1 northerly to the north-western corner of that portion; by a line north-westerly to the south-eastern corner of portion 1, parish of Astley, county of Arrawatat; by the eastern boundary of that portion and portion 31 northerly to Swamp Oak Creek; by that creek and the Beardy River downwards to the southernmost corner of portion 4, parish of Muir, county of Gough; by the generally south-eastern boundary of that parish generally north-easterly to the south-eastern corner of Portion 1; by a line, south-easterly to the north-western corner of Lot 20, DP 753279; by the northern and north-eastern boundaries of that lot, easterly and south-easterly, the northern and generally eastern boundaries of Lot 19, DP 753279, easterly and generally southerly, part of the northern and part of the eastern boundaries of Lot 22, DP 726346, easterly and southerly, the generally southern boundary of Lot 17, DP 753322, generally easterly, the northern boundaries of Lots 76 and 88, DP 753322, easterly, part of the western and northern boundaries of Lot 27, DP 753312, northerly and easterly, part of the western boundary of Lot 74, DP 753286, northerly, the western and the generally northern boundaries of Lot 5, DP 753286 and its prolongation, northerly and generally easterly to Bonds Creek; by that creek, downwards to the western prolongation of the southern boundary of Lot 68, DP 753323; by that prolongation, boundary and the southern boundaries of Lots, PT 295 and 273, DP753323, easterly and part of the generally northern boundary of Lot 275, DP753323, generally easterly to the Beardy River; by that river, downwards to the northern boundary of Lot 248, DP 753323; by part of that boundary and the eastern boundary of that lot, easterly and southerly the eastern and southern boundaries of Lot 534, DP 753323, southerly and westerly to again the boundary of Severn Shire as described in *Government Gazette* No 131, 16th September 1927; by that boundary to generally north-western boundary of Lot 157, DP 753272; by part of that boundary, northerly and easterly to again the boundary of Severn Shire as described in *Government Gazette* No 131, 16th September 1927; by part of that boundary to the Nine Mile Spur; by that spur easterly to the Great Dividing Range; by that range north-easterly and the generally northern boundary of the parish of Capoompeta, county of Clive, generally easterly to the western boundary of portion 7, parish of Farnell; by a line east about 40 chains; by a line south about 20 chains; by a line east to Red Soil Creek; by that creek upwards to the generally northern boundary of the aforesaid parish of Farnell; by part of that boundary of that parish and the generally northern boundary of the parish of Moogem generally easterly to the range dividing the waters of the Rocky River from the Washpool Creek; by that range north-easterly to the north-western corner of the parish of Albert, county of Drake; by part of the northern boundary of that parish easterly to the western boundary of portion 15; by a line east to the north-western corner of portion 10; and by the northern boundary of that portion and portion 6 easterly to the point of commencement.

LOCAL GOVERNMENT ACT 1993

PROCLAMATION

MARIE BASHIR, Governor

I, Professor Marie Bashir, A.C., C.V.O., Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of sections 255, 256 and 736 of

the Local Government Act 1993, do, by this Proclamation, declare that the Proclamation published in *Government Gazette* No. 59 of 25 May 2005, on page 1783 declaring all civic offices of Tweed Shire Council vacant is amended as follows:

1. Omit clause (b) from the first paragraph of said Proclamation and insert instead:
 - (b) appoint Lucy Turnbull, Max Boyd and Frank Willan as Administrators of Tweed Shire Council;
2. Omit from the second paragraph of said Proclamation the words "Lucy Turnbull or Max Boyd" and insert instead "Lucy Turnbull, Max Boyd or Frank Willan".
3. Omit from the third paragraph of said Proclamation the matter " , one of whom must be the Director General of the Department of Local Government".

Signed and sealed at Sydney, this 19th day of July 2006.

By Her Excellency's Command,

KERRY HICKEY, M.P.,
Minister for Local Government

GOD SAVE THE QUEEN!

LOCAL GOVERNMENT ACT 1993

Mudgee Water Supply Augmentation W591

Vesting of Land and Easements in Mid-Western Regional Council

THE Minister for Utilities of the State of New South Wales, declares that the land and easements described in the Schedule hereto, which were acquired for the purpose of the Mudgee Water Supply Augmentation, are vested in Mid-Western Regional Council.

CARL SCULLY, M.P.,
Minister for Utilities

SCHEDULE

Land

Lot 2 in Deposited Plan 1059983.

Interest in Land

Easement rights as described under the heading Water Pipeline in Memorandum E931212, filed in the Office of Land and Property Information NSW over the site shown in:

Deposited Plan 1059983 (SB55398) as '(C) PROPOSED EASEMENT FOR SEWER AND WATER PIPELINE VAR WIDTH'.

'(D) PROPOSED EASEMENT FOR WATER PIPELINE 5 WIDE'.

'(E) PROPOSED EASEMENT FOR WATER PIPELINE 5 WIDE'.

Easement rights as described under the heading Sewer Pipeline in Memorandum E931212, filed in the Office of Land and Property Information NSW over the site shown in:

Deposited Plan 1059983 (SB55398) as '(C) PROPOSED EASEMENT FOR SEWER AND WATER PIPELINE VAR. WIDTH'.

Easement rights as described under the heading Access in Memorandum E780099, filed in the Office of Land and Property Information NSW over the site shown in:

Deposited Plan 1059983 (SB55398) as '(F) PROPOSED EASEMENT FOR ACCESS VAR. WIDTH'.

DoC Reference: 280.

MARITIME SERVICES ACT 1935

Notification

Limitation of Speed of Vessels Within Certain Navigable Waters

THE Maritime Authority of NSW (trading as NSW Maritime), in pursuance of the provisions of section 13SA of the Maritime Services Act 1935, does, from the date of publication of this notification in the *Government Gazette*.

Limits the speed of vessels of the class set out hereunder in the navigable waters described in the first column of the Table of Area and Maximum Speed set out hereunder to a speed not exceeding that stated opposite that area in the second column of that Table of Area and Maximum Speed.

Class: All vessels propelled by mechanical means except:

- (a) Vessels engaged in an activity authorised under an Aquatic Licence issued by NSW Maritime under Clause 8 of the Water Traffic Regulations NSW; and;
- (b) Vessels the subject of a written Exemption issued by NSW Maritime.

Table of Area and Maximum Speed

| <i>First Column</i> | <i>Second Column</i> |
|---|----------------------|
| Tweed River (Boyd's Bay Bridge) Area. The navigable waters of that part of the Tweed River at Terranora Creek between lines across the waterway firstly in the east commencing at a point on the southern shore forty (40) metres east of the Boyd's Bay Bridge southern abutment in a north easterly direction to the western extremity of Keith Curran Park, The Anchorage thence in a north westerly direction to a point on the northern shore seventy five (75) metres east of the Boyd's Bay Bridge northern abutment and secondly in the west by a line commencing from a point on the southern shore seventy (70) metres west of the Boyd's Bay Bridge southern abutment in a generally north westerly direction to a point on the northern shore one hundred and sixty (160) metres west of the Boyd's Bay Bridge northern abutment. | Six Knots |

Dated this 17th day of July 2006.

BRETT MOORE,
A/Chief Executive

MARITIME SERVICES ACT 1935

Notification

Limitation of Speed of Vessels Within Certain Navigable Waters

THE Maritime Authority of NSW (trading as NSW Maritime), in pursuance of the provisions of section 13SA of the Maritime Services Act 1935, does, from the date of publication of this notification in the *Government Gazette*:

Limits the speed of vessels of the class set out hereunder in the navigable waters described in the first column of the Table of Area and Maximum Speed set out hereunder to a speed not exceeding that stated opposite that area in the second column of that Table of Area and Maximum Speed.

Class: All vessels propelled by mechanical means except:

- (a) Vessels engaged in an activity authorised under an Aquatic Licence issued by NSW Maritime under Clause 8 of the Water Traffic Regulations NSW; and;
- (b) Vessels the subject of a written Exemption issued by NSW Maritime.

Table of Area and Maximum Speed

| <i>First Column</i> | <i>Second Column</i> |
|---|----------------------|
| Tweed River (Terranora Creek) Area. The navigable waters of the whole of Canal Estates Drainage Reserves known locally as Crystal Waters, Seagulls North and Seagulls South from their junction with Terranora Creek. | Four Knots |
| Tweed River (Caddys Island – Wyuna Road) Area. The navigable waters of that part of the Tweed River Terranora Creek lying to the north of Caddys Island connected by lines commencing at a point on the south western shore of the unnamed point at the end of Wyuna Road Tweed Heads West in a westerly direction to the south eastern extremity of Caddys Island and from a point on the western extremity of Caddys Island in a north westerly direction to a point on the shore adjacent the south eastern boundary of Pioneer Park Tweed Heads West. | Four Knots |
| Tweed River (Cobaki Broadwater) Area. The navigable waters of the whole of Canal Estate Drainage Reserve known locally as Cobaki Canal from its junction with Cobaki Broadwater. | Four Knots |
| Tweed River (Oxley Cove) Area. The navigable waters of the whole of Canal Estate Drainage Reserve known locally as Oxley Cove from its junction with the Tweed River. | Four Knots |

Dated this 17th day of July 2006.

BRETT MOORE,
A/Chief Executive

MARITIME SERVICES ACT 1935

Notification

Limitation of Speed of Vessels Within Certain Navigable Waters

THE Maritime Authority of NSW (trading as NSW Maritime), in pursuance of the provisions of section 13SA of the Maritime Services Act 1935, does, from the date of publication of this notification in the *Government Gazette*:

- (a) Revoke the notification appearing in *Government Gazette* No. 25 of 18 January 2002 which limits the speed of vessels in the area described as Smiths Lake (John DeBert Reserve) Area.
- (b) Limit the speed of vessels of the class set out hereunder in the navigable water described in the first column of the Table of Area and Maximum Speed set out hereunder to a speed not exceeding that stated opposite that area in the second column of that Table of Area and Maximum Speed.

Class: All vessels propelled by mechanical means except:

- (a) Vessels engaged in an activity authorised under an Aquatic Licence issued by NSW Maritime under Clause 8 of the Water Traffic Regulations NSW; and;
- (b) Vessels the subject of a written Exemption issued by NSW Maritime.

Table of Area and Maximum Speed

| <i>First Column</i> | <i>Second Column</i> |
|--|----------------------|
| Smiths Lake (John DeBert Reserve) Area: The navigable waters of that part of Smiths Lake enclosed by lines commencing at an unnamed point on the shore at the south western extremity of John DeBert Reserve Smiths Lake in a southerly direction for fifty (50) metres thence in a easterly direction for two hundred (200) metres thence in a northerly direction for approximately one hundred and twenty (120) metres to a point on that same shore. | Four Knots |

Dated this 17th day of July 2006.

BRETT MOORE,
A/Chief Executive

NATIONAL PARKS AND WILDLIFE ACT 1974

Notice of Reservation of National Park

I, Professor MARIE BASHIR, A.C., C.V.O., Governor of the State of New South Wales, with the advice of the Executive Council, reserve the land described in the Schedule below, as part of Cataract National Park, under the provisions of section 30A (1) of the National Parks and Wildlife Act 1974.

Signed and sealed at Sydney, this 5th day of July 2006.

MARIE BASHIR,
Governor

By Her Excellency's Command,

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

GOD SAVE THE QUEEN!

SCHEDULE

Land District and L.G.A. – Tenterfield

County Buller, Parish Cataract, about 1902 hectares, being Lot 7, DP 751052, and that part of the bed of Right Hand Creek separating Lot 7, DP 751052 from Lot 6, DP 751052, including the Crown public road within Lot 7, DP 751052.

NPWS/03/09901.

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 Hugh William Acton-Adams RMB 6530 McGills Lane Mansfield Vic 3722 | 19 July 2006 |

Department of Health, New South Wales,
Sydney 19 July 2006

POISONS AND THERAPEUTIC GOODS ACT 1966

Order Under Clause 171 (1), Poisons and Therapeutic Goods Regulation 2002

Withdrawal of Drug Authority

IN accordance with the provisions of clause 171 (1) of the Poisons and Therapeutic Goods Regulation 2002 an order has been made on Dr Alfred RENIGERIS of 122 Station Street Wentworthville 2145, prohibiting him until further notice, as a medical practitioner from supplying or having possession of drugs of addiction as authorised by clause 101 of the Regulation and issuing a prescription for a drug of addiction as authorised by clause 76 of the Regulation.

This order is to take effect on and from 24 July 2004.

ROBYN KRUK,
Director-General

PROTECTION OF THE ENVIRONMENT OPERATIONS (CONTROL OF BURNING) REGULATION 2000

Notice of Approval

WHEREAS:

- (a) Sodium monofluoroacetate (1080), pindone and Rabbit Haemorrhagic Disease Virus (RHDV) (the 'Baits') are widely used to control vermin.
- (b) The Baits are packaged in plastic bags (the 'Bait Packaging').

- (c) The only practicable means of disposal of the Bait Packaging is burning by open fire.
- (d) The Minister for Natural Resources, Minister for Primary Industries and Minister for Mineral Resources, the Hon Ian Macdonald MLC, has requested that approval be given for the disposal of Bait Packaging by open fire.
- (e) It is estimated that on average a total of approximately 11,000 bags (1080 pindone and RHDV) equivalent to approximately 1 tonne need to be disposed of in New South Wales each year.

TAKE NOTICE THAT:

In accordance with clause 9(1)(a) of the Protection of the Environment Operations (Control of Burning) Regulation 2000, I give approval to persons who use the Baits to burn the Bait Packaging by open fire, subject to the following conditions:

1. The amount of Bait Packaging to be burnt at any premises on any single day must not exceed 100 bags or 10 kg without the prior written approval of the Department of Environment and Conservation (DEC).
2. The burning of the Bait Packaging must be carried out at least 500 metres from any human habitation.
3. The burning must be carried out in accordance with any requirements under the Rural Fires Act 1997 and the Fire Brigades Act 1989, as administered by the relevant local authority, the NSW Rural Fire Service and/or the NSW Fire Brigades.
4. The open burning must not be carried out on a day subject to a no-burn notice declared by the EPA under provisions of the Protection of the Environment Operations Act 1997.
5. The open burning must only be carried out in dry weather using such practicable means as may be necessary to minimise visible smoke emissions causing air pollution.
6. This approval shall cease five years from the date of this notice.

Note: For further information contact: DEC telephone: 131 555

Dated 13 July 2006

BOB DEBUS,
Minister for the Environment

ROADS ACT 1993

PROCLAMATION

I, Professor MARIE BASHIR, AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council and in pursuance of the powers vested in me under section 13 of the Roads Act 1993, do, on the recommendation of the Minister for the Environment, by this my Proclamation, dedicate the land described in the Schedule below as a public road.

Signed and sealed at Sydney, this 21st day of June 2006.

MARIE BASHIR,
Governor

By Her Excellency's Command,

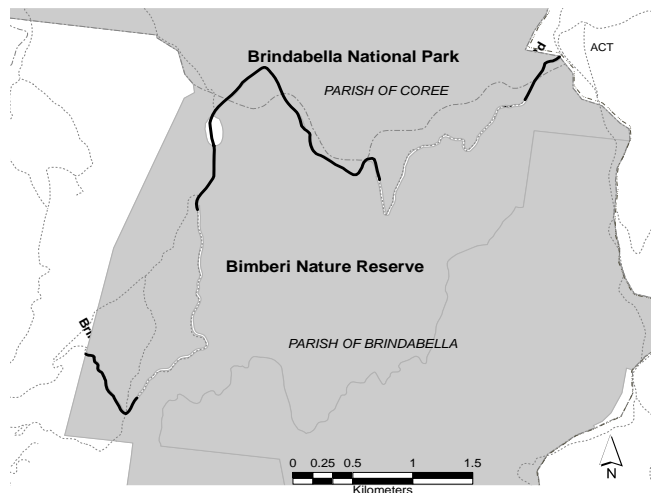
BOB DEBUS, M.P.,
Minister for the Environment

GOD SAVE THE QUEEN!

SCHEDULE

County of Cowley, Parishes of Brindabella and Coree, Shire of Tumut, being the road named as Brindabella Road as shown by heavy black lines in the following diagram.

NPWS/05/02598.



Notes: 1. All roads described in this diagram are 20 metres wide (ie 10m either side of the centreline of formation) and are subject to survey.

2. Any section of road not vested in the Minister administering the National Parks and Wildlife Act 1974 (NPW Act), for the purposes of Part 11 of the NPW Act is not subject to this proclamation.

SUBORDINATE LEGISLATION ACT 1989

Proposed Energy and Utilities Administration
Regulation 2006

THE Energy and Utilities Administration Regulation 1999 made under the Energy and Utilities Administration Act 1987 is subject to staged repeal under the Subordinate Legislation Act 1989.

It is proposed to re-make the Regulation by 1 September 2006. The object of the Regulation is to prescribe matters relating to the Water Savings Fund and to impose requirements relating to the energy efficiency of specified electrical equipment.

To obtain a copy of the Regulation or the Regulatory Impact Statement, please ring (02) 8281 7404. Comments and submissions on the re-making of the Regulation are invited in writing to: Corporate Counsel, Department of Energy, Utilities and Sustainability, GPO Box 3889, Sydney NSW 2001.

The closing date for submissions is 14 August 2006.

**THREATENED SPECIES CONSERVATION
ACT 1995**

Notice of Preliminary Determination

THE Scientific Committee, established by the Threatened Species Conservation Act, has made a Preliminary Determination to support a proposal to list the Blue Gum High Forest in the Sydney Basin Bioregion, as a critically endangered ecological community in Part 2 of Schedule 1A of the Act, and as a consequence omit reference to the Blue Gum High Forest in Part 3 of Schedule 1 of the Act.

A copy of the Determination, which contains the reasons for the determination, may be obtained free of charge on the Internet www.nationalparks.nsw.gov.au, by contacting the Scientific Committee Unit, PO Box 1967, Hurstville NSW 2220. Telephone: (02) 9585 6940 or Fax: (02) 9585 6606, or in person at the Department of Environment and Conservation Information Centre, Level 14, 59-61 Goulburn Street, Sydney. Copies of the determination may also be obtained from National Parks and Wildlife Service Area Offices and Visitor Centres, subject to availability.

Any person may make a written submission regarding the Preliminary Determination. Send submissions to: Scientific Committee, PO Box 1967, Hurstville NSW 2220. Attention Suzanne Chate. Submissions must be received by 15 September 2006.

Associate Professor LESLEY HUGHES,
Chairperson

Native Vegetation Regulation 2005

Environmental Outcomes Assessment Methodology

Amendment of Chapter 4, Appendix B and contents page

Under clause 24 of the *Native Vegetation Regulation 2005*, I approve the following amendments to the Environmental Outcomes Assessment Methodology:

1. On page 3 of the Assessment Methodology, delete the words "Using the salt mobilisation offsets tool" and insert in their place the words "Using the salt mobilisation tool".
2. Remove pages 16 to 31 of the Assessment Methodology and insert, immediately after page 15, the pages numbered 16 to 31c in the following document.
3. Remove pages 81 to 83 and insert, immediately after page 80, the pages numbered 81 to 83 in the following document.

Ian Macdonald MLC
Minister for Natural Resources

Date: 21 June 2006

Note: These amendments consist of a number of changes to Chapter 4 of the Assessment Methodology, which deals with salinity assessment. The entire previous Chapter 4 is replaced, although most of the text is not altered. The amendments consist of changes to the Salt Mobilisation Tool, which calculates the Salt Mobilisation Index. The Tool has been changed to improve its functionality and to address localised problems and application of the Tool in the western mallee region. Changes have also been made to Appendix B and the contents page, to reflect the changes made to Chapter 4.

4 Salinity Assessment

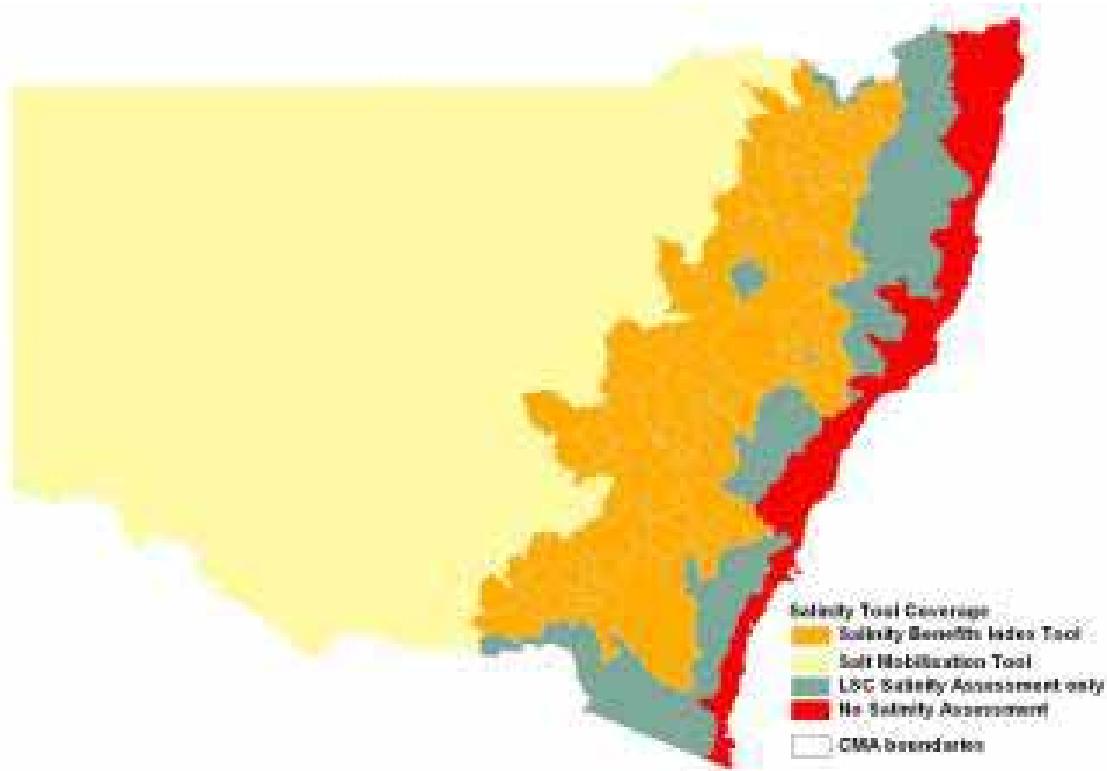
4.1 Introduction

This Environmental Outcomes Assessment Methodology defines the circumstances in which broadscale clearing is to be regarded as improving or maintaining environmental outcomes for salinity under the *Native Vegetation Act 2003* including for the purposes of agreeing to a Property Vegetation Plan.

The assessment of the impacts of clearing on salinity, and the calculation of offsets, varies with location in NSW of the proposal:

- in upland areas of the Murray-Darling Basin, most of the Hunter catchment and a few coastal catchments, where dryland salinity has been identified as a significant hazard, the procedure involves calculating a Salinity Benefits Index, which is a measure of the change in stream salinity from current levels arising from a change in land cover. Chapter Section 4.4 describes the procedure for applying the improve or maintain test to clearing proposals and evaluating offsets using the Salinity Benefits Index;
- in the western part of NSW, where the geomorphic province is best described as “plains” but can also include some upland areas, the hydrologic processes and connectivity of salt stores with the surface drainage network are not adequately represented by the Salinity Benefits Index modelling approach. Here, the assessment procedure involves calculating a Salt Mobilisation Index which is a measure of the change in salt mobilised following a change in land use or cover (Department Infrastructure Planning and Natural Resources, 2005). Chapter Section 4.5 outlines the procedure for applying the improve or maintain test to clearing proposals in these areas;
- on the coastal slopes and tablelands an assessment of salinity is undertaken using only the Land and Soil Capability Tool (LSC); and
- on the coastal plains, a salinity assessment is not required because the dryland salinity hazard is low except in the Hawkesbury-Nepean coastal plain.

Figure 4.1 Map showing where each salinity assessment procedure is used



4.2 Assessing salinity hazard

The Land and Soil Capability Tool provides a preliminary assessment of clearing and offset proposals to check whether they are likely to improve or maintain environmental outcomes for dryland salinity.

A salinity hazard assessment is undertaken for all Catchment Hazard Areas where the clearing of native vegetation is proposed, excluding most of the Coastal Plains Catchment Hazard Areas. The one Coastal Plains exception is the Hawkesbury-Nepean Coastal Plain, where a preliminary assessment of salinity hazard is required.

The criteria used by the Land and Soil Capability Tool to assess salinity hazard depend on the Catchment Hazard Area in which the assessment is undertaken and include:

- evidence of salinity outbreaks in the Land and Soil Capability zone;
- evidence of salinity outbreaks down-slope from the Land and Soil Capability zone;
- whether the Land and Soil Capability zone is in a known high salt store area;
- permeability of the soil; and
- condition of existing native vegetation.

The criteria (and relationships between the criteria) used by the Land and Soil Capability Tool to determine the Land and Soil Capability Class are shown in Table 4.1 for all Slopes and Tablelands Catchment Hazard Areas and the Hawkesbury-Nepean Coastal Plain Catchment Hazard Area, and in Table 4.2 for the Inland Plains Catchment Hazard Area.

If a preliminary salinity hazard assessment by the Land and Soil Capability Tool results in Land and Soil Capability Class 3 to 6, in the case of a clearing proposal, or Land and Soil Capability Class 3 to 8 in the case of an offset proposal, then:

- where the Salinity Benefits Index Tool is available for the Catchment Hazard Area, this Tool must be run to determine the salinity offset requirement, if any; or
- where the Salinity Benefits Index Tool is not available for the Catchment Hazard Area, and the Salt Mobilisation Tool is available, then the Salt Mobilisation Tool must be run to determine the salinity offset requirements.

Table 4.1 Criteria for determining Land and Soil Capability Class for Salinity Hazard for all Slopes and Tablelands Catchment Hazard Areas and the Hawkesbury - Nepean Coastal Plains Catchment Hazard Area.

| Evidence of salinity outbreaks in the Land and Soil Capability Zone | Evidence of salinity outbreaks downslope from the Land and Soil Capability Zone | Salt Store Class | Land and Soil Capability Class |
|---|---|--|--------------------------------|
| No salt outbreaks | No salt outbreaks | Very Low; Very Low to Low | 1 |
| | | Low; Low to Moderate | 2 |
| | | Moderate | 3-6 |
| | | Moderate to High; High | 7 |
| | | High to Very High; Very High | 8 |
| | Salt outbreaks observed but not extensive and no | Very Low; Very Low to Low; Low; Low to Moderate; Moderate | 3-6 |

| | | | | |
|---|---|---|--------------------------------|-----|
| Evidence of salinity outbreaks in the Land and Soil Capability Zone | Evidence of salinity outbreaks downslope from the Land and Soil Capability Zone severe scalding | Salt Store Class | Land and Soil Capability Class | |
| | | Moderate to High; High | 7 | |
| | | High to Very High; Very High | 8 | |
| | Salt outbreaks extensive and severe scalding | Any | 7-8 | |
| Salt outbreaks observed but not extensive and no severe scalding | No salt outbreaks | Very Low; Very Low to Low; Low to Moderate; Moderate | 3-6 | |
| | | Moderate to High; High | 7 | |
| | | High to Very High; Very High | 8 | |
| | Salt outbreaks observed but not extensive and no severe scalding | Very Low; Very Low to Low; Low to Moderate; Moderate | 3-6 | |
| | | Moderate to High; High | 7 | |
| | | High to Very High; Very High | 8 | |
| | Salt outbreaks extensive and severe scalding | Not Required | 7-8 | |
| | Salt outbreaks extensive and severe scalding | Not Required | Not Required | 7-8 |

Table 4.2 Criteria for determining Land and Soil Capability Class for Salinity Hazard for the Inland Plains Catchment Hazard Area.

| Evidence of salinity outbreaks in the Land and Soil Capability Zone | Salt Store Class | Soil Permeability Class ¹ | Low Condition Vegetation ² | Land and Soil Capability Class | |
|---|---------------------------|--------------------------------------|---------------------------------------|--------------------------------|---|
| No salt outbreaks | Very Low; Very Low to Low | Low | Yes | 1 | |
| | | | No | 1 | |
| | | Moderate | Moderate | Yes | 1 |
| | | | | No | 2 |
| | | | High | Yes | 2 |
| | | | | No | 3 |
| | Low; Low to Moderate | Low | Yes | 1 | |
| | | | No | 2 | |
| | | Moderate | Yes | 2 | |
| | | | No | 3 | |
| | | High | Yes | 3 | |
| | | | No | 4 | |
| | Moderate | Low | Yes | 2 | |
| | | | No | 3 | |
| | | Moderate | Yes | 3 | |
| | | | No | 4 | |
| | | High | Yes | 4 | |
| | | | No | 5 | |
| | Moderate to High; High | Low | Yes | 3 | |
| | | | No | 4 | |
| | | Moderate | Yes | 4 | |
| | | | No | 5 | |
| | | High | Yes | 5 | |
| | | | No | 6 | |
| High to Very High; Very High | Low | Yes | 4 | | |
| | | No | 5 | | |
| | Moderate | Yes | 5 | | |
| | | No | 6 | | |
| | High | Yes | 6 | | |
| | | No | 7 | | |
| Salt outbreaks and/or scalding | Very Low; Very Low to Low | Low | Yes | 3 | |
| | | | No | 3 | |
| | | Moderate | Moderate | Yes | 3 |
| | | | | No | 3 |
| | | | High | Yes | 3 |
| | | | | No | 4 |
| | Low; Low to Moderate | Low | Yes | 3 | |
| | | | No | 3 | |
| | | Moderate | Yes | 3 | |
| | | | No | 4 | |
| | | High | Yes | 4 | |
| | | | No | 4 | |
| | Moderate | Low | Yes | 3 | |
| | | | No | 4 | |
| | | Moderate | Yes | 4 | |
| | | | No | 4 | |
| | | High | Yes | 4 | |
| | | | No | 5 | |
| | Moderate to High; High | Low | Yes | 4 | |
| | | | No | 4 | |
| | | Moderate | Yes | 4 | |
| | | | No | 5 | |
| | | High | Yes | 5 | |
| | | | No | 6 | |
| High to Very High; Very High | Low | Yes | 4 | | |
| | | No | 5 | | |
| | Moderate | Yes | 5 | | |
| | | No | 6 | | |
| | High | Yes | 6 | | |
| | | No | 7 | | |

¹ Defined in Section 4.5.4

² Defined in Section 4.3.7

4.3 Definitions

4.3.1 Streamflow

Streamflow is the total volume of water in a stream channel, for a specified time. It is measured at gauging stations and therefore is only known for discrete locations. In this model, streamflow (expressed in megalitres/year) is reported as an average annual value for the period 1975-2000.

Streamflow is separated into two flow components: quickflow and baseflow:

- Quickflow is the component of streamflow that is generated quickly during a rainfall event. It is sourced from surface runoff and lateral shallow subsurface runoff (i.e. pathways of water movement that are at or close to the ground surface). Quickflow is assumed to be a function of rainfall, soil, topography and land use.
- Baseflow is the component of streamflow that travels more slowly from the catchment to the stream and tends to sustain flow in a channel between rainfall events. It is sourced from rainfall that has infiltrated deep into the soil profile to recharge groundwater. This pathway of flow is typically slower than surface runoff pathways. Baseflow is assumed to be a function of rainfall, soil and land use.

4.3.2 Recharge

Recharge refers to the component of rainfall that infiltrates (percolates) down through the soil, beyond the root zone of the vegetation cover and into the groundwater aquifer. Rates of recharge tend to be slow. Where recharge water is discharged from a groundwater aquifer into a stream, it contributes to baseflow.

4.3.3 Surface Runoff

We use the term surface runoff to refer to the component of rainfall that flows at or relatively close to the ground surface and which, when it reaches a stream channel, contributes to the quickflow component of streamflow. It includes flow across the land surface and lateral shallow subsurface flow.

4.3.4 Salt Load

Salt load is the quantity of salt carried by a stream, over a specified time. It is a function of the salinity of streamflow and the volume of streamflow:

$$\text{Salt Load (M)} = \text{Streamflow (V)} * \text{Salinity (M/V)}$$

4.3.5 Stream Salinity

Stream salinity is the concentration of salt in a volume of water – in other words, the mass of salt per unit volume of water:

$$\text{Salinity} = \frac{\text{Salt}(M)}{\text{Water}(V)}$$

4.3.6 Local Reference Point

The local reference point is the nearest downstream gauging station from the list approved by the Minister. The list can be found in Tables 4.7 to 4.10 in Chapter Section 4.6.

4.3.7 Low Condition Vegetation

For the purposes of the salinity assessments:

Native woody vegetation is in low condition if:

- the over-storey percent foliage cover is less than 50% of the over storey percent foliage cover benchmark for that vegetation type; and
- the percent ground cover tends(or is on average) less than 50%.

Native grassland, shrubland, wetland or herb field is in low condition if:

- the percent ground cover tends (or is on average) less than 50%.

Groundcover can comprise non-native species, including weeds, as the interest from a salinity perspective is in water use by the vegetation cover. This represents a slight variation on the definition of 'low condition' used in biodiversity assessments.

4.3.8 Paddock Trees

Paddock trees refer to "native vegetation with an over-storey projected foliage cover less than 25% of the lower benchmark for the vegetation community and where the ground layer is either exotic crop, ploughed fallow or almost exclusively perennial or annual exotic pasture (90% plus of the cover is exotic species)".

4.4 Using the Salinity Benefits Index Tool

At any given point along a stream network, stream salinity provides an integrated signature of the salinity processes operating in the area contributing to that point. The salinity benefits index value is used to determine whether the improve or maintain condition for a proposal to clear native vegetation is met and, if not met, the minimum level of offset (expressed in terms of the salinity benefits index) required to meet the improve or maintain test. The rationale for, and calculation of, the Salinity Benefits Index are described in Chapter Sections 4.4.4 and 4.4.5.

4.4.1 Clearing Areas

Clearing is deemed to improve or maintain instream salinity conditions if there is no increase in the long-term average stream salinity. The following general rules are used to interpret the Salinity Benefits Index (SBI) for clearing:

- If **SBI > 0**, then the proposal improves stream salinity outcomes and there is no requirement for salinity offsets;
- If **SBI = 0**, indicates that at the reference location there is no net change in average annual stream salinity, and there is no requirement for salinity offsets;
- If **SBI < 0**, then the proposal does not improve or maintain stream salinity outcomes. The proposal can only occur if actions are undertaken elsewhere on the property to offset the negative salinity impact.

4.4.2 Offset Areas

If offsets are required to mitigate against salinity impacts from a proposal to clear native vegetation, then the following rules are used to interpret the offset salinity benefits index relative to the clearing Salinity Benefits Index (SBI):

- If **SBI_{offset} ≥ 0** and **SBI_{offset} ≥ (SBI_{clearing} ignoring its minus sign)**, then the cumulative impact of the clearing and offset actions improve salinity outcomes;
- If **SBI_{offset} ≥ 0** and **SBI_{offset} < (SBI_{clearing} ignoring its minus sign)**, then the proposed offset provides a partial offset to the clearing impact, but the net outcome is that stream salinity is not improved or maintained. Additional or alternative salinity offsets are required;
- If **SBI_{offset} < 0**, then no salinity benefit is gained and the proposed offset does not improve or maintain stream salinity outcomes.

To obtain consistent and meaningful results the Salinity Benefits Indices for the impacts of a clearing proposal and any proposed offsets must be evaluated at the same reference point.

Offsets must be located:

- on the 'same property' as that where the clearing is proposed, and
- in catchments of the same stream order (Strahler system) or lower, and
- in the same SBI catchment as that of the clearing proposal.

The 'same property' assumes a contiguous block of land, but this definition can be expanded at the discretion of the CMA to include a property that is fragmented, so long as the clearing and offset sites are within the same local catchment, groundwater flow system or salinity hazard area. In circumstances where group PVP proposals are considered, the 'same property' refers to all properties making up the group bid, but with offset areas still subject to the other constraints listed above.

4.4.3 Reference Location

Salinity Benefits Index values are evaluated at the Local Reference Point (see Tables 4.7 to 4.10 in Chapter Section 4.6). It is assumed that:

- where the Salinity Benefits Index is negative at the reference location, the offset will negate any adverse impact such that there is no change in average stream salinity anywhere along the stream length;
- where the local Salinity Benefits Index is positive at the reference location (hence not requiring a salinity offset), any negative impact that might occur downstream of this point will be negligible, reflecting the increasing attenuation of impacts with distance downstream of the area of change.

4.4.4 Conceptual Framework for the Salinity Benefits Index Tool

It is assumed that if:

the quantities of water and salt flowing past a given point in a stream; and

the physical characteristics, which influence catchment water and salt yields (e.g. rainfall, topography, soil properties, salt stores, land cover), of the area contributing to that point;

are known, then the water and salt loads at the measurement point can be apportioned to different parts of the catchment based on hydrologic principles and salt storage patterns.

In other words, every part of a contributing catchment can be defined in terms of its contribution to catchment water yield and salt export.

The approach adopted assumes that:

- there are two salt stores within the system: a soil salt store and a groundwater salt store;
- the salt from the soil salt store is mobilised by surface runoff and contributes to the salt load in quickflow;
- the salt from the groundwater salt store is mobilised by recharge and contributes to the salt load in baseflow;
- changing land cover can affect quickflow and baseflow in different proportions; and
- that soil and groundwater salinities are unaffected by land cover change.

Therefore, to capture the different pathways for salt mobilisation and differences in the way that quickflow and baseflow are impacted by a land cover change, streamflow is separated into two flow components. Source area maps represent the spatial variability of each component. For example, the source area map for quickflow describes the relative significance of every part of a catchment in terms of its contribution to quickflow. These source area maps are inputs to the Salinity Benefits Index Tool, which sits behind the PVP Developer software.

Because quickflow and baseflow are influenced by land cover, when a land cover change is made, the source area distributions also change. The differences between the current condition and new condition source area distributions are used to calculate new quickflow and baseflow volumes. The changes in quickflow and baseflow cause changes in their respective salt loads, and these new flows and salt loads are used to calculate a Salinity Benefits Index.

4.4.5 Calculating the Salinity Benefits Index

The Salinity Benefits Index is a measure of the relative change in stream salinity from current salinity levels at a specific location, caused by changes in land cover and/or management.

A Salinity Benefits Index value is calculated as follows:

$$SBI = \frac{\frac{Salt_{current} - Salt_{new}}{Water_{current}}}{\frac{Salt_{current}}{Water_{current}}} = \frac{Salinity_{current} - Salinity_{new}}{Salinity_{current}} * 1000$$

Where the subscript *current* refers to the mean annual salt load, water and salinity under current land cover conditions and subscript *new* refers to these same terms under the proposed land cover changes (Herron *et al.*, 2004). This equation says that the Salinity Benefits Index is the proportional change in stream salinity from current conditions caused by the land cover change.

The Salinity Benefits Index is evaluated at a reference point and applies to that reference point only. A reference point is a location downstream of the area of proposed clearing or other land use/management change at which measured streamflow and salinity data are available (i.e. a gauging station). The period 1975-2000 serves as the standard benchmark period for all catchment salinity assessments in the Murray-Darling Basin Salinity Management Strategy (MDBMC, 2003), and has therefore been used for deriving mean annual streamflow and salt load estimates for use in the Salinity Tool in the PVP Developer.

4.4.6 Defining Current Land Use Conditions

Streamflow

Streamflow is monitored in New South Wales' rivers by a network of gauging stations. A subset of these gauging stations is used to delineate the catchments used in the Salinity Benefits Index Tool for calculating the Salinity Benefits Index (see Tables 4.7 to 4.10 in Chapter Section 4.6). The selected gauging stations have good flow records and provide data, which is also used in NSW for surface water resources management planning.

The daily streamflow record for each gauging station is split into quickflow and baseflow components, using a digital filter approach. This is a standard hydrologic procedure for separating long term continuous records (Lyne & Hollick, 1979).

Salt Loads

Stream salinities are also measured at the gauging stations, although the record is generally shorter than for streamflow monitoring. Relationships between stream salinity and flow have been developed for each catchment based on the available data and these relationships are used to generate continuous time-series data of salinity, from which salt loads can be calculated. Salt load is split into quickflow and baseflow salt loads using the approach in CATSALT v1.5 (Tuteja *et al.*, 2003; Vaze *et al.*, 2004).

Spatial Data

A catchment is represented as a grid composed of square pixels (or cells) with sides of 25 metres. To represent the spatial pattern of a particular catchment attribute, whether it is elevation, groundwater salinity, recharge or some other attribute, each pixel within a grid is assigned a numerical value representing the attribute value in that part of the catchment. Different catchment attributes, represented as individual grids, are combined to produce weighted surfaces, reflecting the contributions from each pixel to total quickflow, baseflow and associated salt loads.

The weighted surface is a source area map in which the magnitude of the value assigned to each pixel of a catchment reflects its contribution to the total. Table 4.3 lists the individual

grid layers used to generate weighted surfaces for quickflow, baseflow, quickflow salt load and baseflow salt load.

The proportional contribution, P_i , that cell i makes to some catchment total (eg. baseflow) is a function of the value of that cell, w_i , in the weighted grid relative to the sum of all the cell values (Σ = sum of) within the weighted grid, Σw_i :

$$P_i = \frac{w_i}{\sum w_i}$$

When P_i is multiplied by, for example, the mean annual baseflow for the catchment, the result is the volume of water contributed by pixel i to the total at the catchment outlet.

Table 4.3 The catchment attributes combined to produce weighted surfaces for quickflow, baseflow, quickflow salt load and baseflow salt load.

| Quickflow | Baseflow | Quickflow Salt Load | Baseflow Salt Load |
|---|-----------------------|-----------------------|----------------------|
| Digital Elevation Model(DEM) →* Compound topographic index (CTI) | Climate → Recharge | Soil Salinity | Groundwater salinity |
| Climate → Runoff | Soils → Recharge | Salt Outbreaks | Baseflow |
| Soils → Runoff | | DEM → Flowpath length | |
| Land Cover | Land Cover | DEM → slope | |
| | | Quickflow | |

* The → symbol indicates a processing step from the first attribute to a derived attribute.

Factors Influencing Quickflow and Baseflow

- *Rainfall* – influences the amount of water entering the system. Everything else being equal, a pixel with a high mean annual rainfall will be a more significant source of quickflow than one with low rainfall. Modelled rainfall grids (five kilometre grid resolution) are derived by interpolating between points where rainfall has been measured (Hutchinson, 1995);
- *Soils* – different soils have different physical properties, which influence how readily they store and transmit water. The best available mapped soils data are used to define the spatial pattern of soils across each catchment. Soil hydraulic properties are assigned to each of the different soil types, based on measured data and, where measured data is not available, standard modelling techniques for deriving soil hydraulic properties;
- *Runoff* – the soil hydraulic properties and rainfall data are in the generation of a state-wide runoff grid. Water balance modelling was undertaken for every unique combination of climate zone and soil type occurring in the state to calculate average annual runoff (in mm). The spatial variability in runoff, as influenced by climate and soil type (i.e. no vegetation cover) is represented in the resultant runoff grid;
- *Recharge* – the soil hydraulic properties and rainfall data are in the generation of a state-wide recharge grid. Water balance modelling was undertaken for every unique combination of climate zone and soil type occurring in the state to calculate average annual recharge (in mm). The spatial variability in recharge, as influenced by climate and soil type (i.e. no vegetation cover) is represented in the resultant recharge grid;
- *Topographic position* – influences the re-distribution of catchment water between rainfall events. Locations with large contributing areas and low local gradients tend to accumulate catchment water. As a result they are more likely to generate quickflow (i.e. shed water quickly) when it rains because their relatively high moisture content prevents more rain from infiltrating. They also tend to be near the stream so delivery of runoff to the stream occurs quickly. Locations with low contributing areas and/or steep gradients tend to drain relatively quickly, which means that on average they tend to be relatively dry. When it rains, more rain can infiltrate. These areas tend to be distant from streams,

and are less significant sources of quickflow. A modelled index, the compound topographic index (CTI of Beven and Kirkby (1979)) is used to reflect this characteristic;

- *Land cover* – influences the evapotranspiration term of the catchment water balance and the partitioning between overland flow and infiltrated runoff. Perennial vegetation types use more water through a year via evapotranspiration than annual vegetation types, which are active for only part of the year (Zhang *et al.*, 2001). In general, trees use more water than perennial grass systems because they tend to have deeper root networks, and can access water stored deeper in the soil profile. Where there is no vegetation cover, the transfer of rainfall back to the atmosphere is by evaporation from the soil and this is restricted to a fairly shallow depth. These differences between vegetation types and cover influence the quantity of rainfall, which is available for quickflow and baseflow.

A water balance model is also used to calculate the weight assigned to each land cover class to reflect its influence on recharge and runoff. A bare soil condition is set as the reference condition and assigned a weighting of one (1). Since plant cover has the effect of reducing runoff and recharge, relative to bare soil, the land cover weightings are between zero (0) and one (1), where zero (0) is no runoff or recharge and one (1) is the same runoff or recharge as bare soil.

In the SBI Tool, the land cover/use layer maps to a look-up table which contains the land use weightings for runoff and recharge for every land cover/use type. These weightings vary from catchment to catchment.

Weighted Quickflow Surface

A weighted quickflow surface, QF_w , is generated by combining the runoff grid (based on soil-rainfall data) with the CTI surface and the weighted land use surface for quickflow (LU_{qf}):

$$QF_w = \text{Runoff} * CTI * LU_{qf}$$

Weighted Baseflow Surface

A weighted baseflow surface, BF_w , is generated by combining the recharge grid (based on soil-rainfall data) and the weighted land use surface for baseflow (LU_{bf}):

$$BF_w = \text{Recharge} * LU_{bf}$$

Factors Influencing Salt Load

- *Soil Salinity* – reflects the concentration of salt in the soil and available for mobilisation by quickflow. Everything else being equal, areas of high salinity are assumed to be more significant source areas of salt than areas of low salinity. Soil salinity spatial units are based on mapped soil type or geology, salt outbreak areas and landscape position. Estimates of soil salinity for each spatial unit are based on measured data and generalisations from point data to the wider area. Soil salinity is adjusted by topographic factors to account for landscape connectivity. In other words, each pixel is weighted to reflect the concentration of salt that the quickflow generated on the pixel would acquire in its journey to the stream. If a pixel is close to the stream, its weighting will be less than a pixel that is far away from the stream network, everything else being equal. Furthermore, if quickflow from two pixels must travel the same distance to the stream, but the pathway for one pixel is through very saline cells, while the other pathway is through relatively non-saline cells, the pixel with the more saline pathway will have the higher weighting;
- *Groundwater salinity* – reflects the concentration of salt in groundwater and contributing to baseflow salt loads. Areas with high groundwater salinities are assumed to be more significant source areas of salt than areas of low groundwater salinity. Groundwater salinity spatial units are defined on the basis of groundwater flow systems mapping, and each unit is assigned a salinity value based on measured data and extrapolation from measured data to the wider area.

Weighted Quickflow Salt Load Surface

As quickflow salt load is a function of soil salinity and volume of quickflow, the weighted quickflow salt load grid, S_{QFw} , is generated by combining the weighted quickflow grid with the weighted soil salinity grid, $SoilEC_w$:

$$S_{QFw} = QF_w * SoilEC_w$$

Weighted Baseflow Salt Load Surface

As baseflow salt load is a function of groundwater salinity and volume of baseflow, the weighted baseflow salt load grid, S_{BFw} , is generated by combining the weighted baseflow grid with the groundwater salinity grid, $GWEC_w$:

$$S_{BFw} = BF_w * GWEC$$

4.4.7 Land Cover Change

Once the distribution of catchment exports is defined for current land use conditions, different land use changes can be modelled and the change in mean annual salt loads and streamflow estimated.

The land cover term is the only variable in the model. All of the other catchment characteristics are assumed to not change. When land cover is changed, the amount of rainfall that returns to the atmosphere changes, as do the amounts of rainfall that become runoff (quickflow) and recharge (baseflow).

If an area of annual crops is converted to woodland, runoff and recharge is reduced. In the model, the weightings for cropping, which might be around 0.7 or 0.8, are changed to the appropriate land cover weightings for woodland, which are more like 0.2 or 0.3. This causes the weighted quickflow and baseflow surfaces to change – in this instance the sum of the weighted grids for quickflow and baseflow under the proposed land use change are lower than under the current conditions. The sum of the weighted grid under the new condition is compared to that for the current condition. The ratio, which in this case will be less than 1, is multiplied by the mean annual quickflow (baseflow) to obtain a new mean annual quickflow (baseflow).

A change in quickflow and baseflow volumes influences the export of salt from the affected area and the weighted quickflow salt load and baseflow salt surfaces also change. Using the same approach, the new salt load for the land cover change is calculated.

The new exports are calculated as follows:

Quickflow

$$QF^{new} = \frac{\sum QF_w^{new}}{\sum QF_w} * QF_{ann}$$

Baseflow

$$BF^{new} = \frac{\sum BF_w^{new}}{\sum BF_w} * BF_{ann}$$

Quickflow Salt Load

$$S_{QF}^{new} = \frac{\sum S_{QFw}^{new}}{\sum S_{QFw}} * S_{QF}^{ann}$$

Baseflow Salt Load

$$S_{BF}^{new} = \frac{\sum S_{BFw}^{new}}{\sum S_{BFw}^{ann}} * S_{BF}^{ann}$$

Where QF is quickflow, BF is baseflow, S is salt load and *new* denotes parameters for the new land use scenario. These equations compare the sum of all the cells in the weighted grid for the new land use scenario to that of the current land use for each flow and salt component and multiply the ratio by the current mean annual quickflow, QF_{ann} , baseflow, BF_{ann} , quickflow salt load, S_{QF}^{ann} and baseflow salt load, S_{BF}^{ann} , respectively. Thus, using information about current exports and the best available hydrologic and salt storage data, estimates of the impacts of land use changes on average annual streamflow and salt load are derived.

Finally, the salinity benefits index is calculated by:

- summing together quickflow and baseflow for current conditions and for the new conditions to produce total streamflows for current and new conditions;
- summing together the quickflow and baseflow salt loads for current conditions and the new conditions to produce current and new total salt loads;
- putting these values into the salinity benefits index equation; and
- rounding to the nearest whole (integer) number.

4.5 Using the Salt Mobilisation Tool

In the western parts of NSW, where landscapes tend to be flat and the connectivity between salt stores, hydrologic pathways and the stream network is not well understood, it is assumed that land cover changes which reduce average annual recharge benefit the environment through reducing the mobilisation of salt in the landscape.

The Salt Mobilisation Tool is used to calculate a Salt Mobilisation Index (SMI) for each site where clearing or offsets is proposed. The Salt Mobilisation Index is a measure of potential salt mobilisation as a function of recharge and salt store. The Salt Mobilisation Index is used to determine whether the improve or maintain condition for a proposal to clear native vegetation is met and, if not met, the minimum level of offset required to meet the improve or maintain test. The rationale for, and calculation of, the Salt Mobilisation Index are described in Chapter Sections 4.5.3 and 4.5.4.

4.5.1 Clearing Areas

Clearing is deemed to improve or maintain salinity outcomes if there is no increase in local recharge, hence salt mobilisation. The following general rules are used to interpret the Salt Mobilisation Index (SMI) for clearing:

- If **SMI** \geq 0, then the proposal is deemed to improve or maintain salinity outcomes and there is no requirement for salinity offsets;
- If **SMI** $<$ 0, then the proposal is deemed to not improve or maintain salinity outcomes. The proposal can only occur if actions are undertaken elsewhere on the property to offset the negative salinity impact.

The majority of proposals to clear native vegetation in western NSW are likely to cause an increase in local recharge, and will typically require offsets. The steps for calculating the salt mobilisation offset requirement are described in Chapter Sections 4.5.2 and 4.5.4.

4.5.2 Offset Areas

If offsets are required to produce a net no salt mobilisation outcome from a proposal to clear native vegetation, then the following rules are used to interpret the offset Salt Mobilisation Index relative to the clearing Salt Mobilisation Index (SMI):

- If $SMI_{offset} > 0$ and $SMI_{offset} > (SMI_{clearing}$ ignoring its minus sign), then the cumulative impact of the clearing and offset actions is deemed to improve or maintain salinity outcomes;
- If $SMI_{offset} > 0$ and $SMI_{offset} < (SMI_{clearing}$ ignoring its minus sign), then the proposed offset provides a partial offset to the clearing impact, but the net outcome is that some salt is mobilised and the improve or maintain test is not met. Additional or alternative salinity offsets are required;
- If $SMI_{offset} < 0$, then the offset proposal is likely to increase salt mobilisation, hence provides no offset. The improve or maintain test is not met for salinity outcomes.

Offsets must be located:

- on the 'same property' as that where the clearing is proposed, and
- in catchments of the same stream order (Strahler system) or lower.

The 'same property' assumes a contiguous block of land, but this definition can be expanded at the discretion of the Catchment Management Authority to include a property that is fragmented, so long as the clearing and offset sites are within the same local catchment, groundwater flow system or salinity hazard area. In circumstances where group PVP proposals are considered, the 'same property' refers to all properties making up the group bid, but with offset areas still subject to the other constraints listed above.

4.5.3 Conceptual Framework for the Salt Mobilisation Tool

The approach adopted for assessing salinity impacts in relatively flat, floodplain environments is based on a very different assumption from the upland areas, where the assessment is based around the impacts on stream salinity. Here, the assumption is simply that reducing the mobilisation of salt stored in the ground is beneficial to the environment. Reducing salt mobilisation can be achieved through land cover changes that increase plant water uptake and, hence, reduce recharge. With respect to the clearing of native vegetation, unless the clearing involves the replacement of native grasses with some higher water use vegetation cover such as trees, the impacts will always be negative and require a salinity offset.

The Salt Mobilisation Tool uses current land cover, proposed land cover, salt store class, soil permeability class and the area of the clearing and offset sites to determine whether salinity outcomes are improved or maintained.

4.5.4 Calculating the Salt Mobilisation Offset requirement

The Salt Mobilisation Index is a function of the change in recharge caused by the proposed land cover change and the salt store weighting for the area. A limited set of recharge estimates has been defined to cover the range of land covers and soil types of the Inland Plains.

Each land cover available for selection in the tool has been classified into one of five classes according to its water use characteristics. In general, deep-rooted, perennial vegetation covers are on average higher water users than shallow-rooted or annual vegetation systems and the rating reflects this. Table 4.4 gives the water use efficiency rating that has been assigned to a range of different land cover options in western NSW.

For the native vegetation classes, it is assumed that water use will be less efficient where vegetation is in a "low condition" than where it is in a relatively undisturbed condition. Chapter Section 4.3.7 provides the definition of "low condition" for salinity purposes. Note that this definition differs somewhat from the biodiversity definition of low condition, since from a water use perspective a groundcover dominated by weeds can be as efficient as the natural groundcover. In other words, it is not the composition of the groundcover, so much as the extent of coverage, which is significant in terms of water use. In Table 4.4, each of the native vegetation classes has a water use efficiency classification reflecting the two conditions.

Paddock trees are assumed to be native vegetation remaining in areas of cropping or pasture (Chapter Section 4.3.8 for definition). The Salt Mobilisation Tool treats the clearing of paddock trees as having no impact on recharge, hence salt mobilisation. Thus clearing of paddock trees is deemed to maintain environmental outcomes.

Table 4.4 Vegetation covers classified into water use efficiency classes.

| <i>Vegetation Class</i> | <i>Water Use Efficiency Class</i> | |
|---|-----------------------------------|----------------------|
| | <i>Not Low Condition</i> | <i>Low Condition</i> |
| Arid and semi-arid shrublands ¹ | <i>Very High</i> | <i>High</i> |
| Semi arid woodlands ¹ | <i>Very High</i> | <i>High</i> |
| Sclerophyll grassy woodlands ¹ | <i>Very High</i> | <i>High</i> |
| Dry sclerophyll shrub/grass forest ¹ | <i>Very High</i> | <i>High</i> |
| Dry sclerophyll shrub forest ¹ | <i>Very High</i> | <i>High</i> |
| Forested Wetlands ¹ | <i>Very High</i> | <i>High</i> |
| Grasslands (native) ¹ | <i>High</i> | <i>Moderate</i> |
| Horticulture (with DIMP ²) | <i>High</i> | <i>N/A</i> |
| High water use pasture (e.g. lucerne) | <i>High</i> | <i>N/A</i> |
| Response cropping | <i>High</i> | <i>N/A</i> |
| Pasture with paddock trees | <i>High</i> | <i>N/A</i> |
| No till cropping / Deep-rooted perennial pasture rotation | <i>High</i> | <i>N/A</i> |
| Continuous no till cropping | <i>High</i> | <i>N/A</i> |
| No till winter cropping | <i>Moderate</i> | <i>N/A</i> |
| Crops with paddock trees | <i>Moderate</i> | <i>N/A</i> |
| Summer-winter cropping | <i>Moderate</i> | <i>N/A</i> |
| Pasture (e.g. annual grasses/medic) | <i>Moderate</i> | <i>N/A</i> |
| Winter cropping (with conventional fallow) | <i>Low</i> | <i>N/A</i> |
| Annual pasture (e.g. oats) | <i>Low</i> | <i>N/A</i> |
| Horticulture (with no DIMP ²) | <i>Very Low</i> | <i>N/A</i> |

¹ Based on Keith vegetation formations relevant to western NSW and non-native vegetation types relevant to western NSW.

² DIMP is drainage and irrigation management plan (DIMP).

Soil permeability classes are defined on the basis of their clay and sand content:

- low: light, medium and heavy clays;
- moderate: loams, clay loams;
- high: sandy loams, loamy sands, sands.

Sandy soils tend to have lower water holding capacities and higher conductivities than clay-rich soils, hence, everything else being equal, areas characterised by sandy soils have higher recharge rates.

The combined effects of soil permeability and water use efficiency on recharge are summarised in Table 4.5. Recharge estimates are based on values reported in the literature for areas with average annual rainfalls less than about 500 mm. It is the accuracy of the relative differences between classes, rather than that of the absolute values, which is significant for the calculations undertaken here.

Table 4.5 Estimates of average annual recharge (mm) in western NSW.

| Soil Permeability Class | Vegetation Water Use Efficiency Class | | | | |
|-------------------------|---------------------------------------|-----|----------|------|-----------|
| | Very Low | Low | Moderate | High | Very High |
| High | 100 | 60 | 20 | 5 | 0.5 |
| Moderate | 60 | 30 | 10 | 3 | 0.1 |
| Low | 20 | 10 | 5 | 1 | 0.1 |

These values (in mm) are used to calculate the impact of changing land cover on recharge, R , on both the clearing and offset sites, as follows:

$$\Delta R_{clearing} = (R_{clearing}^{NV} - R_{clearing}^{proposed}) * A_{clearing}$$

$$\Delta R_{offset} = (R_{offset}^{current} - R_{offset}^{proposed}) * A_{offset}$$

where ΔR is the change in average annual recharge (mm) from changing land cover, multiplied by the area, A , of clearing. The subscripts and superscripts *offset*, *clearing*, *current*, *proposed* and *NV* refer to the offset site, clearing site, current vegetation cover, proposed vegetation cover and native vegetation, respectively. The formulation of the equation is such that a change to lower water use vegetation will result in a negative ΔR , whereas a change to higher water use vegetation will result in a positive ΔR .

The change in recharge from the land cover change is multiplied by the salt store weighting, S_w , (Table 4.6) for the site to produce an index of salt mobilisation.

$$SMI = \Delta R * S_w$$

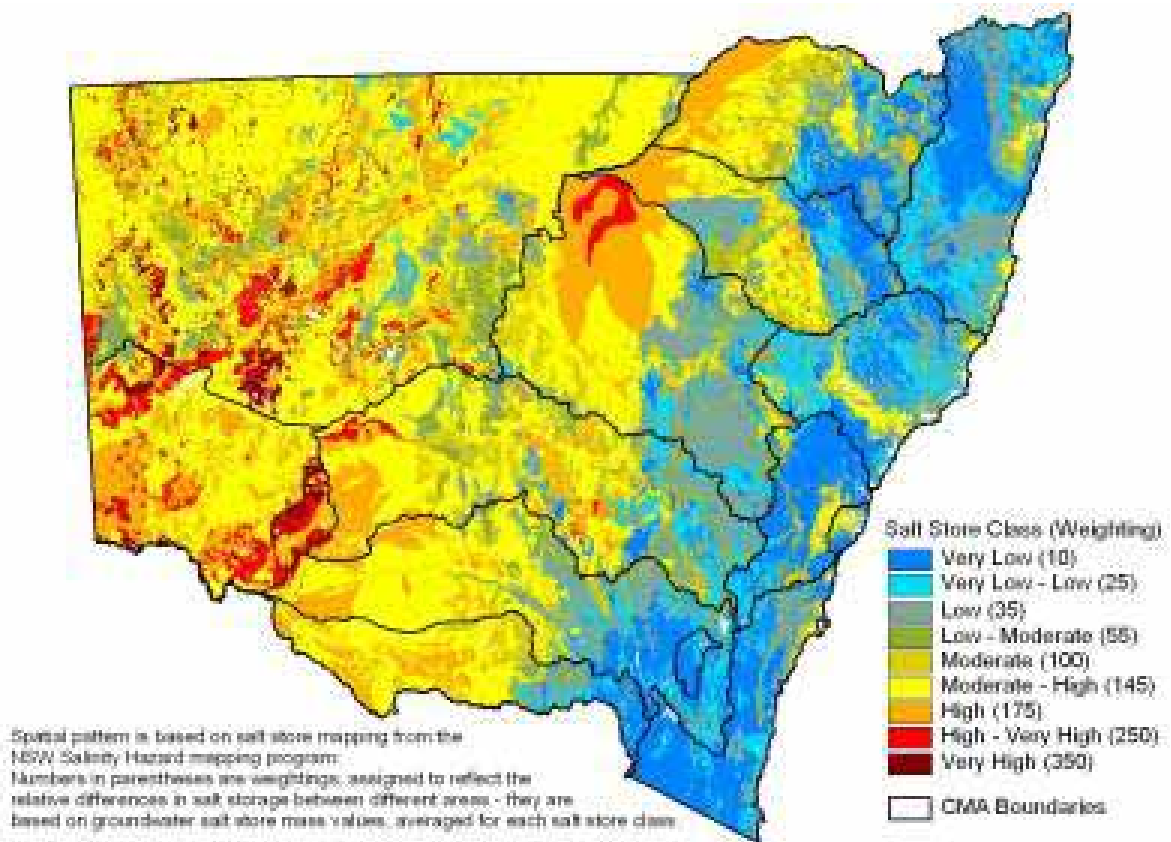
With respect to a proposal to clear native vegetation, a negative SMI value on the clearing site will indicate the need for a salt mobilisation offset and the magnitude of the SMI will indicate how large an offset is required.

Table 4.6 Salt store classes and their model weighting.

| Salt Store Class | Weighting, S_w |
|------------------|------------------|
| Very High | 350 |
| High – Very High | 250 |
| High | 175 |
| Moderate - High | 145 |
| Moderate | 100 |
| Low - Moderate | 55 |
| Low | 35 |
| Very Low - Low | 25 |
| Very Low | 10 |

Salt weightings have been assigned to a salt store map of New South Wales (Figure 4.2), which was produced as part of the Salinity Hazard Mapping project (Department of Natural Resources). The salt store map represents the spatial pattern of salt storage in the groundwater, regolith and soil, taken together. The PVP Mapper version has been classified into 9 classes (Table 4.6) and the weightings assigned to each class are based on the range of salinity values from groundwater data. Weightings have been used in preference to actual salinity values because of uncertainties in the soil, regolith and groundwater salt store data.

Figure 4.2 Map showing salt store class and weightings.



4.6 Catchments covered by the Salinity Benefits Index tool

Table 4.7 Border Rivers/Gwydir and Namoi

| Stream Gauge Number | Description of Location | Stream Gauge Number | Description of Location |
|----------------------|---------------------------------|---------------------|--------------------------------------|
| Border Rivers | | Namoi | |
| 416003 | Tenterfield Creek | 419001 | Namoi River @ Gunnedah |
| 416006 | Severn River @ Ashford | 419005 | Namoi River @ North Cuerindi |
| 416008 | Beardy River @ Haystack No 4 | 419006 | Peel River @ Carrol Gap |
| 416010 | Macintyre River @ Wallangra | 419007 | Namoi River @ Keepit Dam |
| 416012 | Macintyre River @ Holdfast | 419012 | Namoi River @ Boggabri |
| 416020 | Ottleys Creek @ Coolatai | 419015 | Peel River @ Piallamore |
| 416021 | Frazers Creek @ Ashford | 419016 | Cockburn River |
| 416026 | Reedy Creek | 419020 | Manilla River @ Briabri |
| 416032 | Mole River @ Donaldson | 419022 | Namoi River @ Manilla Railway Bridge |
| 416039 | Severn River @ Strathbogie | 419024 | Peel River @ Paradise Weir |
| Gwydir | | 419027 | Mooki River |
| 418001 | Gwydir River @ Pallamallawa | 419029 | Halls Creek |
| 418005 | Copes Creek | 419032 | Coxs Creek |
| 418012 | Gwydir River @ Pinegrove | 419035 | Goonoo Goonoo Creek |
| 418013 | Gwydir River @ Gravesend Bridge | 419036 | Duncans Creek |
| 418015 | Horton River | 419043 | Manilla River @ Tarpoly Weir |
| 418016 | Warialda Creek | 419045 | Peel River @ Chaffey Dam |
| 418017 | Myall Creek | 419051 | Maules Creek |
| 418018 | Keera Creek | | |
| 418021 | Laura Creek | | |
| 418022 | Georges Creek | | |
| 418023 | Moredun Creek | | |
| 418025 | Halls Creek | | |
| 418026 | Gwydir River @ Copeton Dam | | |
| 418029 | Gwydir River @ Stonybattery | | |
| 418032 | Tycannah Creek | | |
| 418033 | Bakers Creek | | |

Table 4.8 Murrumbidgee and Murray

| Stream Gauge Number | Description of Location | Stream Gauge Number | Description of Location |
|---------------------|----------------------------------|---------------------|------------------------------|
| Murrumbidgee | | | |
| 410001 | Murrumbidgee River @ Wagga Wagga | 410048 | Kyeamba Creek |
| 410004 | Murrumbidgee River @ Gundagai | 410057 | Goobarragandra River |
| 410025 | Jugiong Creek | 410059 | Gilmore Creek |
| 410026 | Yass River | 410061 | Adelong Creek |
| 410038 | Adjungbilly Creek | 410071 | Brungle Creek |
| 410039 | Tumut River @ Brungle Bridge | 410073 | Tumut River @ Oddy's Bridge |
| 410043 | Hillas Creek | 410087 | Bullenbung Creek |
| 410044 | Muttama Creek | 410103 | Houlaghans Creek |
| 410045 | Billabung Creek | | |
| 410047 | Tarcutta Creek | Murray | |
| | | 410091 | Billabong Creek @ Walbundrie |

Table 4.9 Castlereagh, Macquarie and Lachlan

| Stream Gauge Number | Description of Location | Stream Gauge Number | Description of Location |
|---------------------|--------------------------------------|---------------------|----------------------------------|
| Macquarie | | Castlereagh | |
| 421001 | Macquarie River @ Dubbo | 420004 | Castlereagh River @ Mendooran |
| 421007 | Macquarie River @ Bathurst | 420007 | Castlereagh River @ Binnaway |
| 421018 | Bell River | | |
| 421019 | Cudgegong River @ Yamble Bridge | Lachlan | |
| 421025 | Macquarie River @ Bruinbun | 412002 | Lachlan River @ Cowra |
| 421026 | Turon River | 412004 | Lachlan River @ Forbes |
| 421035 | Fish River | 412009 | Belubula River @ Canowindra |
| 421040 | Macquarie River d/s Burrendong Dam | 412028 | Abercrombie River |
| 421041 | Crudine Creek | 412029 | Boorowa River |
| 421042 | Talbragar River | 412030 | Mandagery Creek |
| 421048 | Little River | 412043 | Goobang Creek |
| 421052 | Lewis Creek | 412050 | Crookwell River |
| 421053 | Queen Charlottes Creek | 412055 | Belubula River @ Bangaroo Bridge |
| 421058 | Wyaldra Creek | 412057 | Lachlan River @ Nanami |
| 421059 | Buckinbah Creek | 412065 | Lachlan River @ Narrawa |
| 421066 | Pyramul Creek | 412067 | Lachlan River @ Wyangala Dam |
| 421072 | Winburndale Creek | 412072 | Back Creek |
| 421073 | Meroo Creek | 412077 | Belubula River @ Carcoar |
| 421079 | Cudgegong River @ Windamere Dam Site | 412080 | Flyers Creek |
| 421101 | Campbells River | 412092 | Coombing Creek |

Table 4.10 Hunter and Hawkesbury (Capertee, Wollondilly and Wolgan)

| Stream Gauge Number | Description of Location | Stream Gauge Number | Description of Location |
|---------------------|--|---------------------|-----------------------------------|
| Hunter | | Hunter | |
| 210055 | Hunter River @ Denman | 210002 | Hunter River @ Muswellbrook Br |
| 210044 | Glennies Creek @ Middle Falbrook | 210052 | Pages River @ Gundy Recorder |
| 210090 | Martindale Creek near Martindale | | |
| 210089 | Black Creek @ Rothbury | Capertee | |
| 210088 | Dart Brook @ Aberdeen No.2 | 212018 | Capertee River @ Glen Davis |
| 210087 | Doyles Creek @ Doyles Creek | Wolgan | |
| 210071 | Glendon Brook @ Glendon Brook | 212028 | Wolgan River @ Newnes |
| 210040 | Wybong Creek @ Wybong | Wollondilly | |
| 210031 | Goulburn River @ Sandy Hollow | 212270 | Wollondilly River @ Jooriland |
| 210014 | Rouchel Brook @ Rouchel Brook (The Vale) | 212271 | Wollondilly River @ Golden Valley |
| 210064 | Hunter River (Singleton-Greta) | | |

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Appendix B. Management Actions Specified by the Clearing Module of the LSC Tool for Assessed Land Degradation Hazards to Pass the Improve or Maintain Test.

| Hazard | Class | Management Action |
|---------------|--------------|---|
| Salinity | 3 | Run the Salinity Benefits Index Tool to ensure no net disbenefit |
| Salinity | 3 | Run the Salt Mobilisation Tool to ensure no net disbenefit |
| Salinity | 4 | Run the Salinity Benefits Index Tool to ensure no net disbenefit |
| Salinity | 4 | Run the Salt Mobilisation Tool to ensure no net disbenefit |
| Salinity | 5 | Run the Salinity Benefits Index Tool to ensure no net disbenefit |
| Salinity | 5 | Run the Salt Mobilisation Tool to ensure no net disbenefit |
| Salinity | 6 | Run the Salinity Benefits Index Tool to ensure no net disbenefit |
| Salinity | 6 | Run the Salt Mobilisation Tool to ensure no net disbenefit |
| | | |
| Water Erosion | 3 | Use conservation farming practices &/or erosion control earthworks |
| Water Erosion | 3 | If cropping: no burning of stubble, use controlled traffic, minimal cultivation, adequate fertiliser, direct seeding |
| Water Erosion | 3 | If cropping very long slopes in the Border Rivers / Gwydir, Namoi or Central West CMAs: use strip cropping |
| Water Erosion | 3 | If grazing: use suitable pasture rotations & manage grazing to maintain groundcover and pasture composition |
| Water Erosion | 3 | If cropping or grazing: use soil ameliorants where required (gypsum, lime) |
| Water Erosion | 4 | If cropping: use conservation farming practices |
| Water Erosion | 4 | If cropping: no burning of stubble, use controlled traffic, minimal cultivation, adequate fertiliser, direct seeding |
| Water Erosion | 4 | If grazing: use suitable pasture rotations & adequate fertiliser & manage grazing to maintain groundcover and pasture composition |
| Water Erosion | 4 | If cropping or grazing: use soil ameliorants where required (gypsum, lime) |
| Water Erosion | 5 | No cultivation or cropping |
| Water Erosion | 5 | If grazing: use suitable pasture rotations & adequate fertiliser & manage grazing to maintain groundcover and pasture composition |
| Water Erosion | 5 | Use earthworks to control erosion and intercept sediment |
| Water Erosion | 6 | No cultivation or cropping |
| Water Erosion | 6 | If clearing or thinning in the Coastal Tablelands and Slopes: no soil disturbance and no removal of cut or fallen timber |
| Water Erosion | 6 | If grazing: use controlled grazing, suitable pasture rotations, adequate fertiliser & maintain groundcover |
| | | |
| Wind Erosion | 3 | Use conservation farming practices |
| Wind Erosion | 3 | If cropping: no burning of stubble, maintain 50% groundcover, minimal cultivation with reduced speed of implements, adequate fertiliser, direct seeding |
| Wind Erosion | 3 | If grazing: use controlled grazing, minimal cultivation to establish pasture and suitable pasture rotations |
| Wind Erosion | 3 | If cropping or grazing: install wind breaks |
| Wind Erosion | 4 | Use conservation farming practices |
| Wind Erosion | 4 | If cropping: limited to 3 years in 10 |
| Wind Erosion | 4 | If cropping: no burning of stubble, maintain 50% groundcover, |

| | | |
|------------------------|---|--|
| | | minimal cultivation with reduced speed of implements, adequate fertiliser, direct seeding |
| Wind Erosion | 4 | If grazing: use controlled grazing, minimal cultivation to establish pasture and suitable pasture rotations |
| Wind Erosion | 4 | If cropping or grazing: install wind breaks |
| Wind Erosion | 5 | No cultivation or cropping |
| Wind Erosion | 5 | If grazing: manage pasture to maintain groundcover, including use of adequate fertiliser |
| Wind Erosion | 6 | No cultivation or cropping |
| Wind Erosion | 6 | If grazing: manage to maintain groundcover, including use of adequate fertiliser |
| | | |
| Soil Structure Decline | 3 | Use conservation farming practices |
| Soil Structure Decline | 3 | If cropping: no stubble burning (retain and incorporate stubble), and use controlled traffic, minimal cultivation, direct seeding, adequate fertiliser, adequate soil ameliorant (lime), & recommended rotation and length of pasture phases |
| Soil Structure Decline | 3 | If grazing: use controlled grazing, manage pasture to maintain groundcover and biomass to protect soil structure, adequate soil ameliorant (lime) |
| Soil Structure Decline | 4 | Use conservation farming practices |
| Soil Structure Decline | 4 | If cropping: limited to 3 years in 10 |
| Soil Structure Decline | 4 | If cropping: no stubble burning (maintain 50% groundcover), controlled traffic, reduced speed of cultivation, minimal cultivation, direct seeding, adequate fertiliser, adequate soil ameliorant (lime) |
| Soil Structure Decline | 4 | If grazing: use controlled grazing, suitable pasture rotations, manage pasture to maintain groundcover and biomass to protect soil structure, use adequate fertiliser & soil ameliorant (lime) |
| Soil Structure Decline | 5 | No cultivation or cropping |
| Soil Structure Decline | 5 | If grazing: manage pasture to maintain groundcover and biomass to protect soil structure, use adequate fertiliser & soil ameliorant (lime) |
| Soil Structure Decline | 6 | No cultivation or cropping |
| Soil Structure Decline | 6 | If grazing: manage pasture to maintain groundcover and biomass to protect soil structure, use adequate fertiliser & soil ameliorant (lime) |
| | | |
| Shallow & Rocky Soils | 4 | No cropping |
| Shallow & Rocky Soils | 4 | If grazing: manage pasture to maintain ground cover, including use of adequate fertiliser |
| Shallow & Rocky Soils | 5 | No cultivation or cropping |
| Shallow & Rocky Soils | 5 | If grazing: manage pasture to maintain ground cover, including use of adequate fertiliser |
| Shallow & Rocky Soils | 6 | No cultivation or cropping |
| Shallow & | 6 | If grazing: manage pasture to maintain ground cover, including |

| | | |
|---------------------|---|--|
| Rocky Soils | | use of adequate fertiliser |
| Acid Sulfate Soils | 3 | No soil disturbance or drainage deeper than 3 metres |
| Acid Sulfate Soils | 4 | No soil disturbance or drainage deeper than 1 metre |
| Acid Sulfate Soils | 5 | No soil disturbance or drainage deeper than 0.5 metre |
| Earth Mass Movement | 3 | No concentration of surface or subsurface water flow |
| Earth Mass Movement | 3 | No excavation batters >2.5 metres without geotechnical design & batter angles <3:1 |
| Earth Mass Movement | 3 | Maintain groundcover to maximise water use & bind soil |
| Earth Mass Movement | 6 | No concentration of surface or subsurface water flow |
| Earth Mass Movement | 6 | No excavation batters >1.5 metres without geotechnical design & batter angles <3:1 |
| Earth Mass Movement | 6 | Subsurface drainage required |
| Earth Mass Movement | 6 | Maintain groundcover, especially deep-rooted plants, to maximise water use & bind soil |

**ANNUAL REPORT AND DETERMINATION OF ADDITIONAL
ENTITLEMENTS FOR MEMBERS OF THE PARLIAMENT OF
NEW SOUTH WALES**

by the

PARLIAMENTARY REMUNERATION TRIBUNAL

pursuant to the

Parliamentary Remuneration Act 1989

13 July 2006

PARLIAMENTARY REMUNERATION ACT 1989
REPORT PURSUANT TO SECTION 13(1) OF THE ACT

INTRODUCTION

Section 11 of the Parliamentary Remuneration Act 1989 (“the Act”) prescribes that the Parliamentary Remuneration Tribunal (“the Tribunal”) shall make an annual Determination as to the additional entitlements for Members and Recognised Office Holders (as defined under the Act) on or before 1 June in each year or on such later date as the President of the Industrial Relations Commission of New South Wales determines. On this occasion the President directed that the Determination shall be made on or before 14 July 2006.

Section 13 (1) of the Act requires that the Tribunal makes a report to the President of the Industrial Relations Commission of New South Wales for each Determination made by the Tribunal. The President is then required, as soon as practicable after receipt of the report, to forward it to the Minister (see section 13(2)).

The Tribunal commenced proceedings in relation to the annual Determination required for the year 2006 by writing to all Members on 14 February 2006 and inviting submissions. In addition to submissions on additional entitlements, the Tribunal informed Members that it intended to review staffing levels available to Members and invited submissions on this matter. The Tribunal received submissions from the major political parties, individual Members and the Presiding Officers.

Part One of this Report will outline general matters raised as part of the annual review and any adjustments to additional entitlements. In regard to the general review, the Tribunal has made changes that are considered minor or of an administrative nature to the Determination without the need for detailed separate reasons being provided. The submissions have, however, also raised a number of substantive issues which, in the Tribunal’s view, merit further consideration.

Part Two of the Report will deal with the specific review of staffing levels for Members in electorate offices and Parliament House.

A summary of the 2006 Determination appears in Part Three of the Report and Part Four is the Tribunal's response to the Treasury Secretary's submission on the financial implications of the Determination.

PART ONE

1. GENERAL MATTERS RAISED**Electoral Redistribution:**

1. Section 27(1)(c) of the Constitution Act 1902 requires that a redistribution of electoral boundaries take place after two elections have been conducted using the same electoral boundaries. Electoral redistributions are undertaken pursuant to the Parliamentary Electorates and Elections Act 1912 (PE&E Act). Section 15 of the PE&E Act provides:

- (1) The commissioners shall report to the Governor the names and boundaries of the electoral districts determined by them under any provision of this Part.*
- (2) The Governor shall thereupon cause a proclamation setting out the names of such electoral districts and the boundaries thereof to be published in the Gazette.*
- (3) Upon publication of a proclamation under subsection (2), the electoral districts specified in the proclamation shall, until altered by a further distribution under the Constitution Act 1902, be the electoral districts of New South Wales.*
- (4) Notwithstanding subsection (3), the electoral districts existing immediately before the publication of a proclamation under subsection (2) shall, for the purposes of any by-election to be held before the dissolution or expiry of the Assembly next succeeding that publication, be the electoral districts of New South Wales.*

In accordance with section 15(3) of the PE&E Act the new electorates came into existence at the time of gazettal. The 2004 Redistribution Proclamation was published on 21 December 2004. Therefore, the new electorates came into existence from that date.

While the new electorates come into effect from that date, pursuant to section 15(4) of the PE&E Act the “former” electorates remain in place for the purposes of any by-elections that may occur prior to the general election. Members remain the elected representatives of those electorates until the time of the next State general election, ie, 24 March 2007.

Many of the additional entitlements determined by the Tribunal, pursuant to section 10 of the Act are based on electoral groupings also determined by the Tribunal. The Tribunal reviews electorates prior to the general election and has done so again on this occasion.

The Tribunal has examined the changes to the Electorates and grouped them accordingly. The Tribunal has had regard to historical factors in grouping the electorates. The Tribunal has again grouped the electorates for allowance purposes by using a range of factors including electorate size, distance from Sydney, transport links and the number of urban centres in the electorate.

As previously stated by the Tribunal, the distance from Sydney, and the time spent travelling to and from Sydney, are key factors in establishing eligibility for the Sydney Allowance. Since the last review the Tribunal has noted that opening of expressways in the Sydney metropolitan area has significantly reduced travel times between the outer metropolitan area and the city. This is particularly the case with the opening of the M5 and M7.

As a result of these changes the Tribunal has decided that on and from the date of the next election the electorates of Campbelltown and Camden will be re-categorised into Group 1 for Electorate Allowance purposes. The Tribunal has also had regard to the changes made to Londonderry and considers that, on balance, this electorate should also be re-categorised into Group 1.

The Tribunal has also noted the significant increase in the size of the electorate of Barwon, which has nearly doubled in size as a result of the redistribution and is now almost equal in size to the electorate of Murray Darling. As a result of these changes the Tribunal considers that the Electorates of Barwon and Murray Darling should receive identical levels of Electorate Allowance and other additional entitlements.

The Tribunal will not determine, as part of this review an additional electorate office for the Member for Barwon but would welcome submissions on this matter as part of the 2007 annual review when the requirements of the Member, in servicing the electorate, become clearer.

Additional entitlements for the new electorates will take effect on and from the date of the State General Election to be held on 24 March 2007. As this annual determination takes effect on and from 1 July 2006 it will be necessary for the Tribunal to make two determinations as part of this review. The first will apply from 1 July 2006 to 23 March 2007 (inclusive). The second determination will apply on and from 24 March 2007 until 30 June 2007.

Sydney Allowance

The Tribunal reviewed this Allowance as part of the 2005 annual review. Submissions have been received seeking clarification of certain matters pertaining to the entitlement when the Member does not rent commercial accommodation but has arranged for a lease or is repaying a mortgage on the property.

Details of the history of the Sydney Allowance were provided in the 2005 review and need not be repeated here other than to state the broad principles upon which this entitlement was established, viz., where Members from non metropolitan electorates are required to incur additional costs for coming to and staying in Sydney to attend sittings of Parliament or attend to parliamentary duties. The Sydney Allowance was established to assist Members meet those additional expenses.

The rate of the Sydney Allowance has always been set at a lower level than that of the public sector daily allowance rate for Sydney because that rate is meant to cover one-off travel arrangements to Sydney where it is necessary to incur a commercial overnight rate. Members, on the other hand, once elected would know that parliamentary duties would require them to be in Sydney for regular periods in each of the four years for which they were elected.

It was for this reason that the Tribunal encouraged Members to make longer-term accommodation arrangements where Members could, if they chose, lease accommodation at cheaper rates than commercial accommodation or, if they chose, could purchase property for this purpose. It is understood that there is a mix of these kinds of accommodation arrangements currently in place.

The Tribunal, in its 2005 determination, provided for an annual and daily rate of Sydney Allowance. Up to the maximum number of overnight stays determined by the Tribunal the Member can receive the daily rate without the production of receipts.

Where a Member exceeds the maximum number of overnight stays in a year, then for each occasion this occurs the Member must substantiate the reason for each such occasion (ie, certify that it was for parliamentary business) and may be reimbursed an amount up to the daily maximum upon production of receipts.

The Tribunal reaffirms that only receipts for actual expenditure up to the daily maximum will be considered for reimbursement.

The Tribunal has also reviewed the annual Sydney Allowance entitlement and notes the significant administrative problems associated with reconciling the annual amount at the end of each financial year.

The Tribunal is mindful of these problems and is minded to abolish the annual entitlement, retaining only the daily rate for all Members. The Tribunal will not do so at this time as it may cause hardship to those who have made particular arrangements and require the cash flow provided by the annual rate.

The Tribunal intends to remove this entitlement as part of the 2008 annual review unless there are compelling reasons why this should not be the case. The Tribunal is prepared to receive submissions on this matter from those Members that may be affected.

In light of the electoral redistribution the Tribunal has also reassessed electorates which qualify for the Sydney Allowance.

Electorate to Sydney Travel Warrants

In 2005 the Tribunal noted the following matter had been raised concerning the Electorate to Sydney Travel.

“...Approval has been sought to extend the use of travel warrants to travel to adjoining electorates to connect to flights to and from Sydney where such services are more frequent. In doing so, Members have sought to extend the value of the warrant to include the cost of travel to and from the airport. For example, one warrant would be used to fund hire car costs for travel from the Members home to the airport and the price of a commercial flight to Sydney.

Under current arrangements Members are provided with warrants to travel to and from Sydney and their electorate/principal place of residence. The warrant covers the cost of air travel or the equivalent private/rental vehicle costs. If a Member is required to travel to an airport some distance from their home, any additional costs ie hire car/taxi/car parking must be paid from either the Members' LSA or Electoral Allowance. It has also been suggested that Members in receipt of the Charter Transport Allowance use this allowance to pay for these additional costs.

At this time the Tribunal considers it appropriate that Members continue to use either their LSA or Electoral Allowance to fund any additional costs associated with electorate to Sydney travel. The Tribunal would be interested in receiving further information in regard to this issue for the 2006 annual review.”

The Tribunal has received further submissions on this matter seeking again to extend the value of the Electorate to Sydney travel warrant to meet the cost of additional travel expenses getting to and from

the airport. Also, Members have sought flexibility in the use of the Electorate to Sydney travel entitlement so that they may break journeys along the way to conduct parliamentary business.

The Tribunal has considered this matter carefully but is of the view the existing arrangements are adequate. The Electorate to Sydney travel warrants are for exactly that purpose – travel to and from Sydney. Each warrant has a value based on the cost of the airline ticket from the airport nearest the Member's home to Sydney. Members have the additional flexibility of using whatever means they wish to travel to Sydney provided the cost does not exceed the value of the warrant. Any extra travel required is to be met from the LSA or the Members' electorate allowance.

List of Approved Items in the Logistic Support Allocation (LSA)

Each year the Presiding Officers and/or Members write to the Tribunal seeking to add to the list of items for which the LSA may be used. This is unnecessary. Members should have the flexibility to use their LSA in a manner that best suits the Member. Provided the Member certifies that he or she is expending funds from the LSA for the purpose of undertaking parliamentary duties and provided the Member has sufficient funds in the LSA then he or she should be able to expend funds from the LSA for that purpose.

This is particularly the case with improvements in technology. Members may now be able to obtain cheaper mobile telephones and mobile telephone packages than the Parliament can provide. Other Members may require another laptop computer; still other Members may need additional equipment at home.

In these circumstances, and provided the basic conditions of this entitlement are adhered to, then the Tribunal sees no reason why Members should not be able to use their LSA for such purposes. The Tribunal would, however, add that in purchasing equipment Members must abide by the Treasury rules regarding disclosure of assets and if any maintenance agreements are required then the Member must ensure that he or she has the approval of the Presiding Officer.

As to the broader question of the list, unless it is convinced otherwise, the Tribunal intends to remove the list of items for which the LSA may be used as part of its next determination. This will allow Members and/or the Presiding Officers to make submissions on this matter for the Tribunal's consideration.

Guidelines and Conditions

Additional entitlements are made available to assist Members in the performance of their parliamentary duties. Following a request for a Ruling from the Presiding Officers, the guidelines have been expanded to *exclude* costs associated with pre-selection activities. Pre-selection activities are considered party political activities and should be funded by the candidate from his or her own private resources or by the relevant party.

2. REVIEW OF ADDITIONAL ENTITLEMENTS

Electoral Allowance

The Tribunal has received a number of submissions seeking adjustments to the Electoral Allowance in line with movements in the Consumer Price Index (CPI) having particular regard to the high cost of fuel. The submissions sought an increase beyond the general CPI for this purpose.

The Tribunal recognises that fuel costs, particularly for Members in country electorates, are becoming a significant expense for such Members. Of course, that is also the case for people generally, living in rural and regional New South Wales (as well as the City, for that matter). It would not be appropriate, in the Tribunal's opinion, to provide relief for Members of Parliament in respect of the rising cost of fuel when their constituents will have no relief. Moreover, to provide an additional allowance to compensate for the increased cost of fuel would amount to double counting, given that the CPI already has a fuel component.

For this review the Tribunal has adopted its standard approach and increased the electoral allowance by 3.0 per cent.

Sydney Allowance

The Tribunal has reviewed the Sydney Allowance in accordance with its standard methodology and provided an increase of 3.0 per cent in the daily rate. In addition, following a request for a Ruling from the Presiding Officers, the conditions of use for this entitlement have been clarified. Eligible Members may only receive actual expenses for "in transit" travel to and from Sydney and their home when the Member is travelling to Sydney and will be staying overnight in Sydney or travelling home from Sydney following an overnight stay.

Logistic Support Allocation (LSA)

The Tribunal has reviewed the Logistic Support Allocation in accordance with its standard methodology and provided an increase of 3.0 per cent in the daily rate.

Committee Allowance

The purpose of this Allowance is to remunerate Members serving as Chairpersons on Committees for the extra time and effort required to carry out this role. In previous Determinations this allowance has been increased in line with Members' salary increases.

Since these rates were last adjusted in the 2005 annual review, Members' salaries were increased from 1 July 2005 by 4.12 per cent and a further 7 per cent from 1 July 2006. In accordance with normal practice, therefore, the Committee Allowance will be increased by 11 per cent.

Electorate Mail-out Account (EMA)

The EMA has been adjusted to reflect enrolment statistics for the period 1 July 2006 to 23 March 2007. These rates are based on the enrolment statistics as of 8 May 2006 and are outlined in Appendix 4 of the Determination.

Appendix 4A of the Determination outlines the EMA for the period 24 March 2007 to 30 June 2007. The enrolment statistics for this period are based on predicted electors as noted in the 2004 Electoral Districts Commissioners Report, pp. XIV-XV.

In addition, the Tribunal's determination of 18 May 2006 has broadened the use of this entitlement following electoral redistributions. The conditions for this entitlement have been expanded to provide for this additional application.

Reimbursement of Expenses for Charter Transport for Members of the Legislative Assembly

Electorate charter transport allowances for Members of the Legislative Assembly were last adjusted in 2004 when the Tribunal provided for an increase of 8 per cent. No further increase was provided following the 2005 review.

As part of the 2006 review the Tribunal has considered the cost of charter transport and the use of this entitlement. Whilst a survey of fees charged by air charter transport operators indicates that there has been a modest increase in the cost of these services, based on actual usage, the current rates provided by the Tribunal appear to be sufficient. Over the past two years Members have not utilised the full allowance, with actual reimbursements to Members leaving some of the allowance unspent.

Having regard to the above, the Tribunal has determined that there will be no increase in the maximum amount reimbursable for charter transport for members of the Legislative Assembly. Actual amounts and conditions applying in respect of charter transport allowances are specified in the annual Determination.

Travelling Allowances for Recognised Office Holders

The Tribunal has undertaken a review of the travelling allowances paid to Recognised Office Holders. The Tribunal's Determination is based on those rates provided to NSW Public Servants and those deemed "reasonable" by the Australian Taxation Office (ATO). In both the NSW Public Sector and ATO guidelines, travel allowances are differentiated on the basis of destination and salary level of officer. The Tribunal has adjusted the membership of each Group to better reflect salary levels.

PART TWO

STAFFING LEVELS FOR MEMBERS

Background to Staff Entitlements

Prior to the 1998 amendments to the Act the Tribunal made recommendations to the Premier of the day on matters such as electorate office staffing. It was a matter for the Premier of the day to consider and approve recommendations made by the Tribunal. While the Premier approved the recommendations, matters such as staffing for Members was the responsibility of the Presiding Officers.

Members of the Legislative Assembly have been entitled to an office and secretary, effective from 1 July 1975, in either their electorate or in Sydney's CBD. This was approved by the Premier and to be administered by the Speaker. This followed a pilot scheme which utilised government accommodation to provide office space to a number of Members.

The 1966 *Matthews Report* had highlighted the use of Court Houses by Members on an *ad hoc* basis for meeting constituents and recommended utilising other government offices in addition to Court Houses for these purposes. The 1971 *Goodsell Report* indicated that many Members maintained an office and part-time secretary in their electorate at their own expense, compared to Members in the Commonwealth Parliament, who were provided with an office and full-time secretary in their electorate. Much of the discussion on secretarial/research assistance in these reports focused on provision within Parliament rather than in Members' electorates.

From 1 February 1985 Members were entitled to an additional staff member in their electoral office, designated as an Electorate Assistant. This was approved by the Premier and to be administered by the Speaker.

In 1991 the Premier approved Independent Members being provided with an additional electorate staff member. Members of the Legislative Council from the same date were also entitled to a Secretary/Research Assistant, with Cross Bench Members entitled to an additional staff member.

The 1998 amendments to the Act provide for the Tribunal to make determinations on staffing. Since then the Tribunal has maintained the status quo in its annual Determinations but now considers some

changes are required to meet the changing circumstances of Members in meeting the needs of the electorate.

It is noted the Member for Murray-Darling has been entitled to a second electoral office since 31 December 2000.

Submissions received

Most submissions from the Legislative Assembly have noted the increase in constituent participation in electorate matters and, therefore, a consequent increase in workload. This workload manifests itself in electorate staff working through their lunch hours and working longer hours.

Many of the submissions pointed out that when Parliament is sitting Members need to bring one electorate officer to Sydney and this creates an occupational health and safety issue for the officer remaining in the electorate office.

The submission from the Presiding Officers included the results of a survey undertaken by the Occupational Health and Safety representative of electorate office staff. The issues raised by the survey were consistent with the submissions received by the Tribunal ie, work load and safety.

In summary the submission from the Speaker made the following recommendations:

1. Provide each member of the Legislative Assembly with a third staff member;
2. Provide for an overtime budget for existing staff;
3. Provide an office budget for additional casual staff.

In addition, the Tribunal has received submissions from Members seeking a determination in relation to additional administrative assistance to be provided to the Government and Opposition Party Whips.

Current Entitlements

| | | |
|-------------------|-----------------------|--|
| Electorate Office | Legislative Assembly | |
| | Government/Opposition | 2 electorate office staff |
| | Independent Members | 2 electorate office staff plus 1 Research Officer |

Parliament House Legislative Assembly

6 stenographers available to all Members and allocate as follows:

| | |
|--------------|-----------------|
| Government | 2 Stenographers |
| Opposition | 3 Stenographers |
| Independents | 1 Stenographer |

Parliament House Legislative Council

| | |
|-------------------------------|-----------------|
| Government/Opposition Parties | 1 staff member |
| Cross bench Members | 2 staff members |

Whips

Government Whips are provided with administrative support from the allocation of the Leader of the House's Ministerial Office.

Non Government Whips (Liberal and National Party) by way of an informal arrangement are each provided with one of the stenographers.

In both cases the arrangements are informal and need to be addressed to provide certainty in entitlements for these office holders.

Electorate Offices

In respect of workload, the Tribunal has been advised that since 1975 the average number of electorate voters has nearly doubled, as has the average population per electorate. The Tribunal also notes that in 1991 the number of electorates was reduced from 109 to 99 and that since 1999 there have been 93 electorates.

The Tribunal accepts that since 1991 the reduction in the number of electorates can only mean that each of the remaining electorates became larger in terms of constituents. This, of course, has resulted in an increased workload for the Member.

The question for the Tribunal to consider is whether the level of increase in workload has been uniform across electorates and whether the amount of increase warrants a third, full time staff member.

The Tribunal considers that the increase in the population of electorates and the number of voters in those electorates must have translated into some increase in workload for the electorate offices. There are, for instance, more people to communicate with and more people who potentially require assistance from their local Member. The increases in population, etc., have not, however, necessarily translated into a uniform increase in workload for all electorate offices and this was borne out by the Tribunal's inspection of offices during May 2006. Some offices have experienced only a slight rise in workload whilst others, especially those associated with Shadow Ministers, have experienced a notable increase in workload. Workload may depend on just how active the Member is in the electorate or the overall political awareness of a particular electorate.

Another matter that became apparent on the Tribunal's inspection was that workloads will vary, not only from electorate office to electorate office but within an office over the year. In other words, electorate offices will experience peak (and low) periods of activity. This may depend, for example, on whether an issue arises in an electorate that provokes significant community interest.

Another matter that has been brought to the Tribunal's attention is the practice by some Members to bring one electorate officer into Parliament at times when Parliament is sitting. This practice is not restricted to non-metropolitan Members but also Sydney based Members and, in particular, Shadow Ministers.

As a result of this practice it was pointed out to the Tribunal that leaving one electorate officer in the electorate office on such occasions can pose occupational health and safety risks for the officer in the electorate office.

The Tribunal has been advised that Members bring an electorate officer into Parliament on sitting days to provide continuity with electorate office work and to assist the Member with his/her electorate workload on these occasions.

In respect of Shadow Ministers it was pointed out to the Tribunal that the electorate officer is used as a research assistant for the Shadow Minister for the shadow portfolio duties.

Parliament House

While electorate office staff are exclusively employed to assist Members of the Legislative Assembly, in Parliament House, Members' staff are predominantly employed to assist members of the Legislative Council. This group of employees is located in Parliament House and are provided on the following basis:

- Each cross bench Member of the Legislative Council who was elected as a cross bench Member is entitled to two staff members;
- Each other Member of the Legislative Council ie, Labor, Liberal or National Party Member, is entitled to one staff member.

In addition, the Speaker also employs six stenographers who are required to provide general secretarial support to all Members of the Legislative Assembly.

The allocation of these stenographers is a matter for the Presiding Officer. The Tribunal understands that when Parliament is sitting their workload is at its peak but declines significantly when Parliament is not sitting. This arrangement is further complicated because, over time, the stenographers have gravitated to working exclusively for one Party or another and there is a reluctance by Members to allocate work to stenographers working for different Parties. This can result in uneven distribution of workloads.

To overcome this the Tribunal would recommend that the existing group of stenographers work in a pool arrangement where their services can be utilised equally by all Members and any association with a particular Party be severed. The stenographers were, after all, employed to provide stenographic support for all Members and were not to be assigned to Parties. The Tribunal also suggests that the scope of work of a person required to perform only stenographic duties may be unnecessarily limited both from the individual's point of view and that of Members. Again, whilst it is a matter for the Presiding Officer how best to utilise these officers it would seem to the Tribunal that Members would be better served by expanding the role of the stenographers.

Should training be needed to enable the stenographers to undertake a broader role then this should be provided.

Safety

As earlier noted, the Tribunal has been informed of the safety concerns for staff. In particular, in those instances when only one electorate officer is on duty in the electorate office. This may occur when the other officer is required to accompany the Member to Parliament House on sitting days, or travel, or attend meetings either with or on behalf of the Member.

This issue has been raised with the Tribunal on a number of occasions in the past. On such occasions the Tribunal has noted that the Presiding Officer, as the employer of electorate office staff, is required to comply with the provisions of the *Occupational Health and Safety Act 2000*.

The Tribunal has also been informed that whilst the Presiding Officer is the employer, the direction of electorate office staff in their day-to-day duties is left to the discretion of individual Members.

The Tribunal acknowledges that the safety concerns in respect of electorate office staff have not been ignored. Advice from the Clerk of the Legislative Assembly is that security reviews of electorate offices are undertaken as and when required by the Parliamentary Security Service and recommendations arising from these reviews are implemented where practicable following discussions between the Clerk, the Member and the electorate officers concerned. Measures introduced include security screens, duress buttons, safe rooms and rear exits.

The final matter that needs to be noted is that like the workload issue not all members bring electorate staff into Parliament when it is sitting. Individual circumstances dictate the needs of the Member.

Whips

The Australian Parliament House website defines the duties of the Whip as:

“...a party manager in Parliament who is responsible for organising members of his or her party to take part in debates and votes, and who assists in arranging the business of a house of Parliament.”

The Parliamentary Education Office website provides some additional detail:

“...Parties in both Houses of Parliament have a whip. The whip is a Member of Parliament who acts as an administrative officer. At the beginning of each sitting day, the whips meet to discuss the business proposed for that day in the chamber. The whip also arranges who is going to speak in debates, organises party meetings and makes sure that members of their party are in the chambers when a division or quorum is called.

The term "whip" was originally an English hunting term. It referred to the person responsible for preventing the hunting dogs straying from the pack.”

It is clear that the Whip performs an important function for his or her Party. There is a significantly higher administrative and managerial burden placed on this Member and in recognition of these additional duties and responsibilities Whips in both Houses receive remuneration as noted in Schedule 1 of the Act.

The Whips do not, however, receive additional support for undertaking these responsibilities and the Tribunal has been informed that this has been recognised informally by the Presiding Officers by allocating support staff to the Whips to provide the necessary administrative assistance.

The Tribunal considers that this arrangement should be formalised and will be making a determination providing that the Whip of each recognised political party of not less than 10 members to each be provided with one dedicated support staff.

Conclusion

As part of the review of staff matters, the Tribunal visited Parliament House and a number of electorate offices to inform itself on the issues affecting electorate office staff. The Tribunal has examined the material put before it and considers that, overall, there has been an increase in the workload of electorate officers to warrant additional support. The Tribunal is not satisfied, however, that the workload is such in all electorate offices as to justify the salary, on cost and the additional cost of refitting electorate offices for a third full time electorate officer at this stage.

The Tribunal proposes, therefore, to determine that additional funding be provided to each Member who is currently allocated two electorate officers (Independent members are already provided with three electorate office staff) so that they may employ casual relief staff equivalent to the (average) number of days that Parliament is sitting. The average number of days the Legislative Assembly sat since 2000 is 61 days.

The entitlement will provide a budget specific for recruitment of temporary staff. The budget is to be equivalent to the salary of an electorate officer Grade 2 for a period of 61 days per annum. This will allow those members who bring staff into Parliament to employ a person at the electorate office. The funds are to be used for no other purpose.

In respect of Shadow Ministers, the Tribunal does not consider the casual relief it has provided for in this Determination is sufficient to meet the needs of those Members. In order to undertake their electorate work and their role as a Shadow Minister it is undoubtedly the case that a third full time staff member is required. It is wholly inequitable, for instance, that Independents are entitled to three staff and Shadow Ministers are limited to two, given the latter's role and responsibilities in the Parliament. In the Tribunal's opinion, the absence of a third full time staff member for Shadow Ministers is untenable.

It would appear to be the case that the Act does not enable the Tribunal to make the necessary determination to provide Shadow Ministers with an additional staff member (or additional funding for that purpose) they not being Recognised Office Holders. Instead, the Tribunal has been restricted to making recommendations in this respect, which have been consistently rejected. The Tribunal makes a further strong recommendation that an additional staff member be provided to Shadow Ministers. If such recommendation is not acted upon on this occasion the Tribunal does not propose in future determinations to make any further recommendations, it being obviously futile.

In relation to the issue of overtime budgets for electorate staff raised by the Speaker, the Tribunal would observe that the payment of overtime is a matter better managed through the appropriate industrial instrument rather than the provision of a budget determined by the Tribunal for this purpose. If staff work overtime then it should be paid for in accordance with the relevant Award or Agreement that applies.

In respect of the Whips, the Tribunal will make a determination that each Government and non Government Whip be provided with an additional staff member.

PART THREE

SUMMARY OF 2006 DETERMINATION

| | |
|------------------------------|---|
| Electoral Allowance | 3.0 per cent increase |
| Sydney Allowance | 3.0 per cent increase |
| Logistic Support Allocation | 3.0 per cent increase |
| Electorate Mailout Account | No increase |
| Committee Allowance | 11.0 per cent increase |
| Electorate Charter Allowance | No increase |
| Travel Allowances | Increase generally to public sector rates |

Dated this 13th day of July 2006

The Honourable Justice R Boland

THE PARLIAMENTARY REMUNERATION TRIBUNAL

PART FOUR

RESPONSE TO ACTING SECRETARY'S SUBMISSION

Pursuant to s 12A of the *Parliamentary Remuneration Act* 1989, the Tribunal is required to have regard to the financial implications of its determination for the State. Further, the Tribunal is required to invite the Secretary of the Treasury to make submissions to the Tribunal about those financial implications and to take any submission so made into account before making the determination.

Following the issuing of an invitation to the Treasury Secretary on 27 June 2006 the Acting Secretary made a submission on 10 July 2006. A copy of the submission is annexed to the determination as required by s 12A(3) of the Act.

The submission notes that the increase in total minimum expenditure of Part 1 of the Tribunal's determination would be \$224,015 or an increase of 1.3 per cent. The submission also notes that the principal basis for the increase, namely the Consumer Price Index, is forecast to increase by $2\frac{3}{4}$ per cent in 2006-07 and not 3 per cent, which was the estimate relied upon by the Tribunal for the purpose of adjusting the allowances in Part 1.

In addition to pointing out the forecast increase of $2\frac{3}{4}$ per cent in the CPI, the Acting Secretary also noted in relation to Part 1 of the determination the Committee Allowance was to increase by 11 per cent. It was submitted the increase to this Allowance should be limited to 4.12 per cent, that is an increase equivalent to the increase in Members' salaries for 2005-06 and that the most recent increase in salaries of 7 per cent should be disregarded for the purpose of adjusting the Committee Allowance.

In relation to the Tribunal's intention to enable Members of the Legislative Assembly (other than Independents) to employ an additional staff member for 61 days that Parliament sits, the submission indicated that the additional cost would be \$1.154 million per annum. In relation to the Tribunal's recommendation that Shadow Ministers be allocated an additional staff member the cost was estimated to be \$1.686 million.

The submission proposed that the Tribunal might wish to consider its determination in light of the fact that the increase in electorate office staff will worsen the Budget position in circumstances where the State is currently budgeting for a deficit of \$696 million in 2006-07. Given this it was submitted, "and the need to direct expenditures into high priority areas, it is important that all other

costs are minimised wherever practical". The submission referred to staffing arrangements in the Victorian and Commonwealth Parliaments.

The increases in entitlements under Part I of the determination could only be described as minimalist and the adjustments are consistent with the practice that has been adopted by the Tribunal in past determinations. The cost of the increases according to the Acting Secretary's submission was estimated to be \$224,015, or an increase of 1.3 per cent.

It may be noted that as a result of this determination the Chairpersons of Committees' daily rate has increased from \$145.00 per day to \$160.00 per day and the annual rate for Members of the Public Accounts Committee has increased from \$3,295 per annum to \$3,660 per annum i.e., an increase of \$365 per annum per Member.

The Chairpersons' rate has historically been adjusted according to movements in base salaries. This Tribunal has no role in respect of base salaries, which have recently increased. Any increase in the base salaries of Members of the New South Wales Parliament depend on determinations of the Commonwealth Remuneration Tribunal. These increases flow virtually automatically (see s 4 of the *Parliamentary Remuneration Act*). Whilst the Acting Secretary has taken issue with the very modest cost increase arising from the adjustments to committee allowances because of the financial implications, it may be observed that the 7 per cent increase in base salaries is not subject to any scrutiny in respect of the financial implications. Moreover, as this Tribunal has no role in respect of base salaries it is unable, as part of its deliberations, to make an overall assessment of the financial implications of its determination because it will often not be aware of what increases in base salaries are being considered by the Commonwealth Tribunal.

The submission referred to the Tribunal's recommendation regarding additional staff for Shadow Ministers. The cost of providing extra staff is, in the Tribunal's opinion, relatively modest and its financial implications do not outweigh what has been a clear need for a number of years. In past years the Government has chosen not to implement the Tribunal's recommendation regarding additional staff for Shadow Ministers. It is a matter for the Government whether it will implement the Tribunal's recommendation although the Tribunal's view is that it should do so.

It is apparent from the Acting Secretary's submission that the principal concern regarding the cost implications of the Tribunal's determination is the Tribunal's intention to provide additional staffing for Members of the Legislative Assembly. There are a number of matters regarding the Tribunal's

determination that need to be expanded upon in light of the Acting Secretary's submission that the Tribunal should reconsider its determination in this respect.

First, the decision to grant additional staff was arrived at following a proper process of notification and investigation:

- The Tribunal foreshadowed a review of electorate and Parliament House staffing levels in its 2005 annual review.
- Letters were sent to all Members, including Ministers and other recognised office holders, in February 2006 inviting submissions on additional entitlements, including staffing levels for Members.
- Nearly all submissions on staffing levels supported an increase in electorate office staffing. Submissions were received from all the major parties, Independents as well as the Speaker.
- The Tribunal met with representatives of the major political parties to discuss their submissions and the Tribunal visited both Parliament House and a number of Electorate Offices in city and country electorates to satisfy itself there was a proper foundation for the claims regarding Electorate Office staffing levels.

Secondly, in respect of the staffing review the Tribunal, as noted in its Report, found that overall there had been an increase in the workload of Members. As noted in the Report, the workload increase was not uniform for all Members.

The Tribunal was also made aware of the practice of some Members, where they bring to Sydney one of their Electorate Office staff to work from Parliament House on parliamentary duties, while leaving the other officer alone to maintain a two-person office. There was concern voiced about the safety of one officer manning an electorate office and that officer being exposed to the pressures of working alone, including having to deal with angry or volatile constituents.

Given the extra workload and, in particular, the occupational health and safety concerns, which the Tribunal accepts as real concerns, the Tribunal made its determination for additional staffing support in the electorate office to be available if needed only while Parliament is sitting. Those Members

who do not bring an electorate officer to Parliament House would not be eligible to receive this additional staffing assistance as determined by the Tribunal. The determination in respect of staff levels is considerably less than what was sought by the major parties.

The Acting Secretary's submission has drawn attention to the budget deficit of \$696 million and the need to direct expenditures into "high priority areas". The Tribunal accepts that submission as being uncontroversial. However, the Tribunal does not understand the submission to contend that the State is experiencing such difficult economic or financial conditions that the increases in entitlements for Members of Parliament are financially unsustainable. The Tribunal notes the evidence of a senior Treasury official in the recent State Wage Case before the Full Bench of the Industrial Relations Commission of New South Wales where the State Government supported an increase of \$20 in minimum award wages:

NSW economic activity is expected to strengthen in 2006-07, with a larger contribution from net exports. Business investment will continue to grow and will remain at record levels. The unemployment rate will be steady. Inflation will be stable. The NSW economy has expanded at a more moderate rate than the national average for several years. But the growth gap between New South Wales and the rest of Australia should narrow in 2006-07.

The cyclical extremes of 2005-06 will start to unwind in 2006-07 as the economy moves closer to longer-term trend growth rates. The dwelling sector downturn of the past two years will come nearer to an end. But prospects of a near-term turnaround in the dwelling cycle were put on hold by the interest rate rise announced on 3 May 2006. After several years of very strong expansion, business investment growth is predicted to moderate in 2006-07, although it will remain historically high in level terms and as a share of state final demand.

The Full Bench in the State Wage Case decision ([2006] NSWIRComm 204) found that the economic fundamentals of the New South Wales economy were "strong and positive". Nothing that has been put in the Acting Secretary's submission leads the Tribunal to make any amendment to its determination because of financial implications.

Finally, the Tribunal takes the opportunity to make some observations regarding s 12A of the *Parliamentary Remuneration Act*. The Tribunal is required to make what, in effect, is a draft

determination, which is then to be submitted to the Treasury Secretary for him to assess the financial implications and make a submission about the affordability of what is proposed by the Tribunal. This arrangement has the potential to undermine the integrity and independence of the Tribunal, particularly where the Treasury Secretary in his submission intrudes into the merits of the reasons for the determination as he has done on this occasion as distinct from the financial implications.

The Tribunal knows of no other circumstance where a party with an interest in the outcome of a judicially constituted Tribunal's deliberations has the opportunity to see the proposed outcome before it is published, make comment on or critique the outcome without any other party having had a chance to do likewise and then have the comment or critique published together with the final determination.

The Tribunal is of the opinion a case may exist for amending s 12A of the Act.

The Tribunal has had regard to the financial implications of its determination for the State and has taken into account the submission of the Acting Secretary about those financial implications. Having done so the Tribunal considers that no case exists for amending its determination because of financial implications.

Dated this 13th day of July 2006

The Honourable Justice R Boland

THE PARLIAMENTARY REMUNERATION TRIBUNAL

THE DETERMINATION OF THE PARLIAMENTARY REMUNERATION TRIBUNAL

THE DETERMINATION

Pursuant to section 10(2) and 11(1) of the Parliamentary Remuneration Act, 1989 (“the Act”), the Tribunal makes the Determination appearing hereunder.

With effect on and from 1 July 2006, and pursuant to section 10(6) of the Act, all previous Determinations of the Tribunal are revoked. This Determination shall constitute the annual Determination and shall operate on and from 1 July 2006.

DEFINITIONS

“Member” or “Members” refers to a duly elected Member or Members of the Parliament of New South Wales (referred to hereinafter in this Determination as “the Parliament”).

In this Determination the expression “additional entitlements” is to be understood in the sense used in Part 3 of the Act.

“Parliamentary duties” has the meaning attributed to it by section 3 of the Act,

“Electoral groups” are the groups of electorates specified in Schedule 1.

For the purpose of the Additional Entitlements Account for Members of the Legislative Council, “Zones” shall be those areas described in Schedule 2A.

“Approved relative” is a person who meets one of the following criteria:

- Wife or husband of the member. If a member has a spouse no other person may be nominated to use this entitlement.
- De facto spouse or partner who is living with a member in a bona fide domestic relationship. If a member has a de facto spouse or partner no other person may be nominated to use this entitlement.
- Single or widowed members may nominate a member of their immediate family (parents, siblings, children who are not minors i.e. below 16 years of age) as an approved relative.

Under special circumstances a member may apply through the Presiding Officers to the Tribunal for an exception to the criteria. This will need to be based on the ability of the member to meet their parliamentary duties and individual circumstances that apply at the time.

GUIDELINES AND GENERAL CONDITIONS REGARDING ADDITIONAL ENTITLEMENTS FOR MEMBERS IN CONNECTION WITH PARLIAMENTARY DUTIES

1. Guidelines

Every class of “additional entitlements” described in this Determination is provided pursuant to section 10(1)(a) of the Act “for the purpose of facilitating the efficient performance of the Parliamentary duties of Members.” The following guidelines shall apply to the receipt, use and operation of additional entitlements.

1. Circumstances upon which the additional entitlements may be used for Parliamentary Duties.
 - 1.1 Additional entitlements are provided to facilitate the efficient performance of the following particular Parliamentary duties of Members as follows:
 - 1.1.1 Activities undertaken in representing the interests of constituents, but excluding activities of a direct electioneering or political campaigning nature.
 - 1.1.2 Performing electorate work for a Member’s electorate and participation in official and community activities to which the Member is invited because of the Member’s status as a Parliamentary representative.
 - 1.1.3 Attending and participating in sessions of Parliament.
 - 1.1.4 Participation in the activities of Parliamentary committees.
 - 1.1.5 Attending Vice-Regal, Parliamentary and State ceremonial functions.
 - 1.1.6 Attending State, Commonwealth and Local Government functions.
 - 1.1.7 Attending official functions to which a Member is invited because of the Member’s status as a Parliamentary representative, eg., receptions and other community gatherings hosted by members of the diplomatic corps, educational and religious institutions, community and service organisations, business associations, sporting bodies or other special interest groups.
 - 1.1.8 Participation in the activities of recognised political parties, including participation in national, State and regional conferences, branch meetings, electorate council meetings, executive meetings, committee meetings, and

meetings of the Members of the Parliamentary political party, its executive and committees.

- 1.1.9 For a Member elected to the Parliament as an independent, participation in activities that are reasonable alternatives to participation in the activities of recognised political parties.
 - 1.1.10 A Member who is elected to the Parliament as a representative of a recognised political party and who subsequently resigns from that party membership and thereafter sits as an independent Member, howsoever described, shall continue to receive the same entitlements as they received as a Member of the party prior to resignation and not the additional entitlements provided to elected independents. The Member is also not entitled to the benefit of the rule in Clause 1.1.9 above.
 - 1.1.11 Participation within Australia in the activities of the Commonwealth Parliamentary Association as well as activities outside Australia organised by the Commonwealth Parliamentary Association provided such activities arise directly from Membership of the New South Wales Branch and officially endorsed by the Branch (exclusive of air travel).
 - 1.1.12 Participation in a Parliamentary Group such as the Asia Pacific Friendship Group; provided that, such group is approved in writing by the President of the Legislative Council and the Speaker of the Legislative Assembly. Such written approval shall be forwarded to the Tribunal.
2. Where any additional entitlement fixed by this Determination is to be used for the purpose of facilitating Members' participation in the activities of recognised political parties, the Tribunal sets out the following guidelines as to the use of that additional entitlement:
- 2.1 Parties registered under the *Parliamentary Electorates and Elections Act* 1912, and included in the register of parties maintained by the Electoral Commissioner, are to be treated as recognised political parties.
 - 2.2 Additional entitlements should not be used to fund:
 - 2.2.1 activities such as those associated with party Membership drives;
 - 2.2.2 mail distributions for non-electorate or non-Parliamentary activities;
 - 2.2.3 costs associated with election campaigning for an individual Member;

- 2.2.4 fund raising for other party political Members (such as the purchase of raffle tickets, raffle prizes or tickets to attend functions, etc); and
 - 2.2.5 costs previously borne by political parties which are not principally related to a Member's Parliamentary or electorate duties;
 - 2.2.6 costs associated with pre-selection activities.
- 2.3 The electorate office provided for a Member of the Legislative Assembly is not to be used as an election campaign office.
3. The Tribunal sets out the following additional and general guidelines:
- 3.1 Some intermingling of a Member's Parliamentary duties and private activities is, in practical terms, not always easily avoided, but the onus is always on the Member to show that any expenditure or any claim for reimbursement relates to Parliamentary duties, or to the Parliamentary duties component of costs incurred for intermingled Parliamentary duties and private purposes.
 - 3.2 In the case of electorate work, any activities within the electorate, and in respect of which a Member's involvement may reasonably be regarded as deriving from the Member's status as the Parliamentary representative for the electorate, should be treated as Parliamentary duties.
 - 3.3 In the case of Parliamentary work, any activities in which a Member's involvement may reasonably be regarded as deriving from the Member's responsibilities as a Parliamentary representative should be treated as Parliamentary duties.
 - 3.4 In the case of a Member's activities within the broader community outside the Member's electorate, activities that may reasonably be regarded as deriving from the Member's status as a Parliamentary representative should be treated as Parliamentary duties.

2. Conditions

The following general conditions will apply to all additional entitlements determined hereunder. These conditions are in addition to any special conditions attaching to the provision of allowances or other benefits (as specified later in this Determination):

1. All procurement by Members will be in accordance with the Parliament's purchasing policies.
2. Members must ensure that they have sufficient funds to meet the costs associated with their Parliamentary duties.
3. Each Member shall have, in addition to payments of the Electoral and Sydney Allowance, an account entitled the "Logistic Support Allocation" which shall cover expenditure in the areas of transport (excepting for electorate to Sydney travel), communications, printing and stationery and office supplies.
4. The Logistic Support Allocation shall be established and maintained by the Clerks of the Parliament. Members should be advised by the Clerks each month as to the balance of their Logistic Support Allocation.
5. The funds in the Logistic Support Allocation shall only be used by the Member to carry out the purpose for which the allowance is established, but otherwise may, subject to these conditions, manage the funds as he/she thinks appropriate.
6. Nothing shall prevent the use of the Electoral Allowance for legitimate electorate expenses which might also fall within the categories of expenses covered by the Logistic Support Allocation.
7. All accounts and Members' claims must be submitted to the Legislature for payment within 60 days of receipt or occurrence of the expense.
8. All Members' additional entitlements in the nature of fixed allocations and Sydney allowance provided to Members shall be audited annually for compliance. In addition to any internal audit conducted by the Parliament, Members' additional entitlements in the nature of fixed allocations and the Sydney allowance provided to Members shall be the

subject of an external audit conducted by the Auditor-General of NSW. The cost of any audit shall be met by the Parliament. Members should ensure they maintain appropriate records of expenditure for the purpose of any audit.

9. Expenditure is only to be incurred in connection with the Parliamentary duties of Members (and in this respect the Member should refer to the guidelines in this Determination).
10. The various allowances determined here, as well as the Logistic Support Allocation are for the sole use of the Member and are not to be transferred to other persons or organisations including Members. The Member may use his/her entitlements to meet official costs of the approved relative and/or staff employed by the Parliament when that expenditure is in connection with official Parliamentary duties.
11. Benefits accrued by a Member by way of loyalty/incentive schemes such as frequent flyers, as a consequence of the Member using his or her additional entitlements, are to be used only for Parliamentary duties and not for private purposes. Any outstanding benefits of this nature, when the Member ceases to be a Member, are to be forfeited.

ADDITIONAL ENTITLEMENTS IN THE NATURE OF ALLOWANCES**1. Electoral Allowance**Purpose and Operation of the Provision

The allowance is based upon those factors which have historically been taken into account in assessing the quantum of the allowance (including the additional costs associated with the performance by Members of their Parliamentary duties in their electorates) and such other factors as may be determined from time to time as appropriate to be taken into account by the Tribunal under the Act.

Entitlement

The allowances shall be paid as follows:

- a. Each Member of the Legislative Assembly and the Legislative Council shall receive an electoral allowance. The quantum of that allowance shall be fixed in accordance with the electoral grouping for the electorate of the Member.
- b. The allowance payable per annum for each electorate group shall be as follows:

| Electorate Group | Electoral Allowance | |
|------------------|--------------------------------|---------------------------------|
| | (1 July 2006 to 23 March 2007) | (24 March 2007 to 30 June 2007) |
| Group 1 | \$36,635 | \$36,635 |
| Group 2 | \$42,905 | \$42,905 |
| Group 3 | \$50,565 | \$50,565 |
| Group 4 | \$55,200 | \$55,200 |
| Group 5 | \$58,715 | \$58,715 |
| Group 6 | \$64,370 | \$64,370 |
| Group 7 | \$67,585 | \$75,285 |
| Group 8 | \$75,285 | n/a |

- c. The electoral allowance for each Member of the Legislative Council for the period 1 July 2006 to 30 June 2007 shall be \$42,905 per annum.

2. Sydney Allowance

Purpose and Operation of the Provisions

The Sydney allowance is provided to Members who reside in non-metropolitan electorates to compensate for the additional costs including commercial accommodation, meals and incidental costs associated with staying in Sydney to attend sessions of Parliament, meetings of Parliamentary committees or other Parliamentary business.

For the purpose of this allowance the non-metropolitan electorates (Electorate Groups 2-8) have been divided into two categories based on distance from Sydney. Members whose principal place of residence is in either Category 1 or Category 2 electorates, as specified in Schedule 2, are eligible to receive the Sydney allowance.

The Tribunal considers the Member's principal place of residence to be that residence where the Member would normally return and reside when not attending Sydney on parliamentary duties.

To establish the principal place of residence each Member will be required to complete the Parliament's checklist and certify that the residence nominated is the principal place of residence.

Entitlement

The daily rate (including the number of overnight stays) for the Sydney allowance for Categories 1 and 2 shall be in accordance with Table 1 below. Where a Member elects for a daily rate, he/she shall be entitled to the daily rate for the number of overnight stays per annum specified in that Table, except as provided in conditions 5.

TABLE 1

| Office | Principal Place of Residence | Overnight Stays p.a. | Overnight in Sydney where accommodation costs are incurred | In transit to and from Sydney where no overnight stay is involved |
|--|------------------------------|----------------------|--|---|
| Minister, Speaker, President, Leader and Deputy Leader of the Opposition (Assembly and Council), Leader of Third Party in Assembly with not less than 10 Members. | Category 1 or 2 | 180 | \$206 | Actual reasonable expenses for meals and incidentals up to a maximum of \$74.35 per day |
| Deputy Speaker, Chairman of Committees (Assembly and Council), Whip and Deputy Whip (Assembly and Council), Parliamentary Secretary, Deputy Leader of Third Party in Assembly with not less than 10 Members. | Category 1 or 2 | 140 | \$206 | As above |
| Chairs of Standing/Select Committees | Category 1 or 2 | 140 | \$206 | As above |
| Legislative Council Members | Category 2 | 135 | \$206 | As above |
| | Category 1 | 105 | \$206 | As above |
| Legislative Assembly Members | Category 2 | 135 | \$206 | As above |
| | Category 1 | 105 | \$206 | As above |

The following conditions apply to the Sydney allowance:

1. A Member can choose to receive the Sydney allowance as either an annual fixed allowance or a daily rate. The election is to be made at the commencement of each financial year.
2. If a Member chooses to receive the annual fixed allowance the Financial Controller of the Legislature will calculate the annual entitlement by multiplying the number of overnight stays for the particular Member or Recognised Office Holder by the daily rate.
3. In order to receive the Allowance each Member must certify to the Clerk of the Legislative Assembly or the Parliaments, as the case may be, their principal place of residence.
4. Where a Member chooses to receive the daily rate of allowance the Member shall receive the overnight daily rate as specified in Table 1. The Member is entitled to the number of overnight stays per annum specified in Table 1 without the need to substantiate to the Parliament expenses up to the daily rate.

5. Where a Member chooses to receive the daily rate of allowance and the Member exceeds the number of overnight stays Members will be reimbursed actual costs, up to the daily maximum upon the production of tax invoices/receipts for each such occasion.
6. Members in receipt of the Sydney Allowance when travelling to Sydney for parliamentary business or home from Sydney and where there is no overnight stay required will be entitled to reasonable actual expenses to the maximum provided in the "In transit...." Column of Table 1 above. This rate is only applied when the Member is travelling to Sydney and will be staying overnight in Sydney or travelling home from Sydney following an overnight stay.
7. When in receipt of the annual allowance Members are required to certify at the end of the financial year the number of occasions they stayed in Sydney and that on each occasion the stay was for Parliamentary business. Members who nominate to receive the annual allowance cannot claim for additional overnight stays in excess of those specified in Table 1.
8. Members will need to maintain records or other relevant evidence that clearly document the occasions they stayed in Sydney in connection with their Parliamentary duties. Members will need to sign in and out of the Parliamentary Register as proof of being in Sydney on parliamentary business when Parliament is not sitting. On those occasions where Members are in Sydney on parliamentary business but are not required to attend Parliament House eg, attending a function, then the Member must provide sufficient proof to the Clerks to substantiate each such occasion. It will be sufficient for Ministers to provide evidence from their diaries or other forms of documentary evidence acceptable to the Clerks to certify as evidence of their attendance in Sydney.
9. Members in receipt of the annual amount will be required to return to Parliament the unspent portion of the Allowance for re-credit of the Consolidated Fund.
10. Members are not to claim the Sydney Allowance if they stay in Government owned or funded accommodation including Parliament House.

3. Committee Allowances

Purpose and Operation of the Provision

Committee Allowances are paid to Chairpersons of Joint, Select and Standing Committees in recognition of the additional responsibilities of the office. Because of the statutory nature of the Public Accounts Committee and its role in Government activities, an annual rate of allowance is payable to Members of the Public Accounts Committee.

Entitlement

The allowances shall be paid as follows:

Members of the Legislative Council and the Legislative Assembly serving as Chairpersons of Joint Committees, Select Committees and Standing Committees shall be paid the sum of \$160.00 for each day upon which they attend a meeting or an official visit of inspection if that day is one upon which the Legislative Council (so far as a Member of the Council is concerned) or the Legislative Assembly (so far as a Member of the Assembly is concerned) is not sitting. This allowance is not payable to Chairpersons in receipt of a salary of office as specified in Schedule 1 of the Parliamentary Remuneration Act 1989.

Members of the Public Accounts Committee, other than the Chairperson, shall each receive a committee allowance of \$3,660 per annum.

ADDITIONAL ENTITLEMENTS IN THE NATURE OF FIXED ALLOCATIONS

1. Electorate to Sydney Travel

Purpose and Operation of the Provisions

Members of the Legislative Assembly who reside in electorate groups 2 to 8 and Members of the Legislative Council who reside in zones 2 or 3 qualify for return air travel warrants between their electorates/zones and Sydney.

These entitlements are provided for the performance of Parliamentary duties.

All eligible Members shall receive one hundred and four (104) single economy class journeys per annum between electorate/zone and Sydney.

Where eligible, each of the below mentioned recognised office holders shall be entitled to the following additional electorate to Sydney travel entitlements per annum.

Entitlement

| Office holder | Electorate to Sydney travel entitlement |
|---|---|
| Minister of the Crown | 32 single journey entitlements |
| Speaker of the Legislative Assembly | 32 single journey entitlements |
| President of the Legislative Council | 32 single journey entitlements |
| Leader of the Opposition Assembly and Council | 32 single journey entitlements |
| Leader of Party (not less than 10 Members in the Legislative Assembly) | 32 single journey entitlements |
| Chairman of Committees Legislative Assembly and Legislative Council | 32 single journey entitlements. |
| Deputy Speaker | 32 single journey entitlements |
| Deputy Leader of the Opposition Assembly and Council | 16 single journey entitlements |
| Deputy Leader of Party (not less than 10 Members in the Legislative Assembly) | 16 single journey entitlements |

Conditions

1. All electorate to Sydney travel and return is restricted to economy class.
2. Warrants may be used to meet the cost of using a private motor vehicle or rental vehicle in lieu of electorate to Sydney air travel. The amount to be reimbursed for this purpose is not to exceed the commercial airfare for an equivalent distance flight.
3. A minimum of one warrant is required to be surrendered for each single journey; a return trip will require the surrender of at least two warrants.
4. Warrants are not transferable between Members, or approved relatives, or Members' staff.
5. Where the Determination refers to warrants, the expression is intended to include a reference to the existing system for electorate to Sydney travel used for the Legislative Council.
6. Members may use electorate to Sydney warrants to defray part of the cost of intrastate and interstate Parliamentary travel when such travel is via Sydney.
7. Members may charter a plane in lieu of travelling on commercial flights provided that travel is for electorate and/or Parliamentary business and that sufficient warrants based on the equivalent commercial cost of each person travelling are surrendered. The cost of Member's approved relative travelling on the charter is to be met from the Member's Logistic Support Allocation. It is a condition of all air transport charters that the Member responsible for organising the charter obtain a passenger manifest from the charter operator and attach it to the invoice when it is sent for payment.
8. A Member's air transport bookings for Parliamentary duties are to be made through the booking agent nominated in the NSW government travel contract, for all types of transport covered by the contract. Should the official NSW government travel booking agent not offer a booking service required by a Member for Parliamentary duties, the Member's transport bookings for that service may be made directly with the transport provider.

9. Members will need to maintain records or other relevant evidence that clearly document the occasions they travelled to Sydney in connection with their Parliamentary duties. A copy of this documentation is to be supplied to the Parliament's administration. When travelling by commercial air flights, copies of airline boarding passes are to be supplied to the Parliament when issued for arrival and departure from Sydney.

2. Logistic Support Allocation

Purpose and Operation of the Provision

The Clerks of the Parliament will establish a Logistic Support Allocation Account for each Member. Each Member's Logistic Support Allocation Account may be applied for the following purposes:

- ❖ All interstate and intrastate transport for Parliamentary business (any mode) excepting electorate to Sydney travel unless that entitlement is exhausted
- ❖ Taxi travel
- ❖ Staff travel costs (training excluded)
- ❖ Airport parking
- ❖ Transport expenses for Members' approved relative
- ❖ Home telephone, facsimile and internet call charges for official business
- ❖ Home telephone rental costs
- ❖ Internet access fees for official business
- ❖ Broadband access fees for official business
- ❖ Mobile telephone call charges and network access fees
- ❖ Mail distribution and postal delivery services
- ❖ Post Office box rental
- ❖ Fax Post, Express Post and Lettergram services
- ❖ Postage stamps
- ❖ All stationery costs
- ❖ Courier and freight charges for delivery of stationery or equipment to electorate or home office
- ❖ Costs associated with photocopying
- ❖ Printing (both Parliament House and external providers)
- ❖ Publication services at Parliament House
- ❖ Developing and hosting a web page for individual Member

- ❖ Office equipment purchases up to \$2,500 (excluding GST)
- ❖ Any maintenance charges relating to minor equipment purchases
- ❖ Computer software
- ❖ Computer hardware and peripheral devices not exceeding \$4,999

It is intended that the above list be used as a guide as to the types of items Members can spend against their Logistic Support Allocation. The Presiding Officers may exercise their discretion in permitting expenditure for items not on the "List". There must be sufficient funds in the Member's Logistic Support Allocation, the items must not duplicate services already provided to Members by the Parliament and the expenditure must be consistent with the guidelines and general conditions in this Determination.

Entitlement

Each Member and Recognised Office Holder of the Legislative Assembly who resides in one of the following electorate groups will be entitled to an annual allocation for the Logistic Support Allocation as follows:

| Electorate Group | LSA | |
|------------------|--------------------------------|---------------------------------|
| | (1 July 2006 to 23 March 2007) | (24 March 2007 to 30 June 2007) |
| Group 1 | \$28,775 | \$28,775 |
| Group 2 | \$32,200 | \$32,200 |
| Group 3 | \$34,445 | \$34,445 |
| Group 4 | \$34,445 | \$34,445 |
| Group 5 | \$34,445 | \$34,445 |
| Group 6 | \$34,445 | \$34,445 |
| Group 7* | \$36,690 | \$36,690 |
| Group 8* | \$36,690 | n/a |

Each Member and Recognised Office Holder of the Legislative Council who resides in one of the following zones will be entitled to an annual allocation for the Logistic Support Allocation as follows:

| <u>Zone</u> | <u>Entitlement</u> |
|--------------------|--------------------|
| Zone 1 Electorates | \$19,515 |
| Zone 2 Electorates | \$20,100 |
| Zone 3 Electorates | \$29,775 |

Recognised Office Holders are entitled to further additional entitlements as specified in Schedule 3.

General Conditions

The following general conditions shall apply to the Logistic Support Allocation Account:

1. Subject to these conditions, each Member shall determine at his/her own discretion the use of the funds within this Account for the purpose and operations specified above.
2. It is the primary responsibility of Members to ensure that they manage their Logistic Support Allocation Account to ensure that they do not over-expend their budget. No supplementation of this Allocation will be allowed by the Tribunal. However, the Logistic Support Allocation is not intended to restrict the proper use of the electoral allowance, which may be used to meet any expense referred to in the 'purpose and operations' section of this clause.
3. Members may not use their Logistic Support Allocation to procure goods or services to be used for direct electioneering purposes or political campaigning.
4. Any unused funds remaining in the Member's account at the end of the financial year within the four year Parliamentary term shall be carried over to the following financial year. At the end of each 4 year Parliamentary term or the earlier dissolution of the Legislative Assembly, any balance remaining in the Member's account is to be relinquished to the Consolidated Fund.
5. Accounts will be paid either directly by the Parliament and debited to a Member's account or paid in the first instance by the Member who would then seek reimbursement from the Parliament.

6. Members must personally authorise expenditure from their Logistic Support Allocation. Whilst, subject to the further conditions, Members may determine at their discretion the use of the funds available for any purpose and operation specified in this clause, the following table outlines the basis upon which the Tribunal has established the quantum of the account for future assessment. The table shall be used for the future assessment of the Allocation and for particular purposes such as the calculation of additional entitlements for Recognised Office Holders.

| Electorate Group or Zone | Transport | Communication –electronic | Communication –non- electronic | Printing and Stationery and Office Supplies | Total Logistic Support Allowance |
|---|-----------|---------------------------|--------------------------------|---|----------------------------------|
| Legislative Assembly | | | | | |
| Group 1 | \$4,490 | \$3,925 | \$13,220 | \$7,140 | \$28,775 |
| Group 2 | \$6,740 | \$5,100 | \$13,220 | \$7,140 | \$32,200 |
| Group 3 | \$8,985 | \$5,100 | \$13,220 | \$7,140 | \$34,445 |
| Group 4 | \$8,985 | \$5,100 | \$13,220 | \$7,140 | \$34,445 |
| Group 5 | \$8,985 | \$5,100 | \$13,220 | \$7,140 | \$34,445 |
| Group 6 | \$8,985 | \$5,100 | \$13,220 | \$7,140 | \$34,445 |
| Group 7* | \$11,230 | \$5,100 | \$13,220 | \$7,140 | \$36,690 |
| Group 8* | \$11,230 | \$5,100 | \$13,220 | \$7,140 | \$36,690 |
| * With effect from 24 March 2007 Group 8 will be abolished. | | | | | |
| Legislative Council | | | | | |
| Zone 1 Electorates | \$4,490 | \$4,515 | \$3,370 | \$7,140 | \$19,515 |
| Zone 2 Electorates | \$4,490 | \$5,100 | \$3,370 | \$7,140 | \$20,100 |
| Zone 3 Electorates | \$11,230 | \$8,035 | \$3,370 | \$7,140 | \$29,775 |

Particular Conditions.

Transport (Other than Electorate or Electorate to Sydney transport)

1. A Member may use any form of transport within Australia subject to the requirement that the transport was used for Parliamentary or electorate duties and that the cost was reasonable.

2. A Member may travel to any place in Australia, subject to the requirement that all such travel must be for Parliamentary duties and that there must be, at the time of the making of the relevant reservation, sufficient funds in that Member's Account to pay for the expenses involved.
3. All transport costs associated with approved relative or Members' staff travel (excluding travel costs associated with staff training) are to be provided from the Logistic Support Allocation Account. Staff training costs are to be met by the Legislature.
4. Members and their approved relatives, when travelling in connection with their Parliamentary duties, may claim reasonable actual accommodation and meal expenses from the Members' Logistic Support Allocation. The reimbursement of these expenses may not exceed the travel allowance rates as determined for Group 2 in Table 2 hereunder. Staff employed by the Parliament who travel with their Member or separately for Parliamentary business purposes may be paid travel allowances in accordance with appropriate Public Service Award conditions.
5. A Member and his or her approved relative may travel together or separately in connection with attendance at a function in the course of Parliamentary duties.
6. A Member, his or her approved relative and staff employed by the Parliament may use taxis or hire cars for Parliamentary duties.
7. A Member's air transport bookings for Parliamentary duties are to be made through the booking agent nominated in the NSW government travel contract, for all types of transport covered by the contract. Should the official NSW government travel booking agent not offer a booking service required by a Member for Parliamentary duties, the Member's transport bookings for that service may be made directly with the transport provider.
8. Members should ensure that records are maintained that clearly document the occasions that staff employed by the Parliament stayed in Sydney or other locations when travelling in connection with the Member's Parliamentary duties. Such documentation may include airline boarding passes for arrival and departure or other documentary evidence of having travelled and stayed in accommodation.

9. A Member may use charter transport in connection with Parliamentary duties, but only within the limits of the Member's individual Logistic Support Allocation. No passenger, except the Member's approved relative and staff employed by the Parliament accompanying the Member on Parliamentary duties, may be carried at the cost of the Member's Logistic Support Allocation entitlement. Where more than one Member is travelling on the air charter, the total air charter costs should be shared equally between the Members travelling.
10. It is a condition of all air transport charters that the Member responsible for organising the charter obtain a passenger manifest from the charter operator and attach it to the invoice when it is submitted for payment to the Legislature.
11. Members together with their approved relative will need to maintain records or other relevant evidence that clearly document the occasions they travelled in connection with their Parliamentary duties. A copy of this documentation is to be supplied to the Parliament's administration. When travelling by commercial air flights, copies of boarding passes are also to be supplied.

Communication – electronic

1. The Tribunal accepts that there will be some private usage in connection with mobile telephones supplied by the Parliament and electronic communication equipment installed at public expense in a Member's principal place of residence. To ensure the Legislature does not pay Fringe Benefits Tax for the private usage of electronic equipment, the Financial Controller will undertake a survey over an appropriate period of time to ascertain public/private percentage use of Members' home telecommunication services. Once established, Members will be reimbursed the Parliamentary business cost of each home telecommunication call or usage account and an adjustment shall be made to previous accounts reimbursed from the effective date of this Determination on or from the date of election, whichever is the later.
2. Members may utilise any telecommunication services or network features with the exception of overseas calls, charged information/service calls, reverse charge calls, home-link calls and telecard calls.

3. The following Recognised Office Holders shall be entitled to 100 per cent reimbursement for electronic-communication costs including overseas calls for Parliamentary business.
 - Ministers
 - Presiding Officers
 - Leader of the Opposition (Assembly and Council)
 - Leader of a Party not less than 10 Members in the Legislative Assembly
 - Chairman of Committees (Assembly and Council)
 - Deputy Speaker
 - Deputy Leader of the Opposition (Assembly and Council)
 - Deputy Leader of a Party with not less than 10 Members in the Legislative Assembly
 - Parliamentary Secretaries (Assembly and Council)
 - Government and Opposition Whips (Assembly and Council)
 - Whip of a third party with not less than 10 Members (Legislative Assembly)
 - Deputy Whips (Legislative Assembly).
4. A fax line installed at Legislative Council Members' home offices continue to be reimbursed at the rate of 100 per cent.
5. Call charges pertaining to a data line installed at Legislative Council Members' home offices be reimbursed at the rate of 100 per cent where Members do not have a broadband service connected, subject to the line being used for Parliamentary duties.
6. Members will be required to meet the cost of all overseas calls, other charged information/service calls, reverse charge calls and home-link and Telecard calls.
7. Accounts will be paid either directly by the Parliament and debited to a Member's account or paid in the first instance by the Member who would then seek reimbursement from the Parliament.

Communication - non-electronic

Members are permitted to purchase postage stamps or other mail distribution and delivery services and make arrangements for payment direct by the Parliament or obtain reimbursement by providing substantiation in accordance with the requirements of the Parliament's administration.

Printing, Stationery and Office Supplies

1. Members may only use the printing, stationery and office supplies entitlement for Parliamentary duties.
2. The entitlement may be used to purchase printing, stationery and office supplies from the Parliament or other providers and in accordance with Parliamentary procurement policies and practices.
3. A Member may not use their printing, stationery and office supplies allowances to procure goods or services to be used for direct electioneering purposes or political campaigning.
4. The purchase of computer software from the Logistic Support Allocation is subject to the following conditions:
 - The software will not be supported by the Parliament's I.T. Section.
 - The software is required to be removed from the computers supplied by the Parliament if there is any conflict with the Parliament's computer network.
 - The software is not to be used for political campaigning or electioneering purposes.

3. Electorate Mailout Account

Each Member of the Legislative Assembly will be provided with an amount as specified in the attached Schedule for the following specific purposes:

- A) For preparing and distributing letters/newsletters to each constituent in his/her electorate. Members are provided with an annual amount based on the cost of issuing two newsletters/letters per enrolled voter per annum. Members may issue additional newsletters/letters subject to available funds in their Electorate Mail-Out Account and the Legislative Assembly's administrative guidelines.
- B) Upon the gazettal of new electoral districts following an electoral redistribution (undertaken pursuant to s 27(1)(c) of the Constitution Act 1902), Members may use their Electorate Mailout Account to communicate with prospective constituents from neighbouring electorates who at the time of the next election following the gazettal of the new electoral districts will become constituents of the Member's electorate.

Conditions

1. The Electorate Mailout Account shall be established and maintained by the Clerk of the Legislative Assembly. Members should be advised by the Clerk each month as to the balance of their Account.
2. Members are to fund the cost of preparing, printing and distributing letters/Newsletters to each constituent in his/her electorate and for no other purpose.
3. All procurement by Members will be in accordance with the Parliament's purchasing policies.
4. No supplementation to the allocation will be considered. Any additional costs are to be met from the Member's Logistic Support Allocation.
5. Unused funds are to be returned to the Consolidated Fund at the end of each financial year.
6. All accounts must be submitted to the Legislature for payment within 60 days of receipt.

7. Printing and distribution of newsletters/letters from the Electorate Mail-Out Account is to be in accordance with the Parliament's administrative guidelines.
8. Communication with prospective constituents following gazettal of electoral districts will be limited only to those electors who will transfer from adjoining electorates to the new electorate. Each Member is to receive the details of the prospective constituents from the State Electoral Office
9. Communications with constituents/prospective constituents will be limited to matters affecting the Member's electorate.

4. Electorate Charter Transport for Members of the Legislative Assembly

Purpose and operation of the provision

Members of the largest electorates (Electoral Groups 5-8) shall be provided with an allowance from which is met charter transport costs incurred within their electorates. For the purposes of this allowance “charter transport” means charter transport used with and for the service of the Member’s electorate and includes charter aircraft, drive yourself vehicles and any other mode of charter transport that may be deemed appropriate in the circumstances by the Speaker of the Legislative Assembly.

Entitlement

For the period 1 July 2006 to 23 March 2007 (inclusive) Members of the Legislative Assembly in the following Electorate Groups shall be entitled to Charter Transport Allowance up to the maximum amount shown below:

| <u>Electorates</u> | <u>Entitlement</u> |
|--------------------|--------------------|
| Group 5 | \$6,980 |
| Group 6 | \$11,400 |
| Group 7 | \$13,980 |
| Group 8 | \$21,080 |

For the period 24 March 2007 to 30 June 2007 (inclusive) Members of the Legislative Assembly in the following Electorate Groups shall be entitled to Charter Transport Allowance up to the maximum amount shown below:

| <u>Electorates</u> | <u>Entitlement</u> |
|--------------------|--------------------|
| Group 5 | \$6,980 |
| Group 6 | \$11,400 |
| Group 7 | \$21,080 |

Conditions

The following conditions shall apply in respect of Charter Transport Allowance:

1. This Allowance shall only be used in connection with Parliamentary duties within the Member's electorate and shall not be used during election campaigns or for other electioneering or party political activities.
2. Only the cost of the Member's approved relative or Member of staff accompanying the Member may be met from this Allowance.
3. It is a condition of all air transport charters that the Member responsible for organising the charter obtain a passenger manifest from the charter operator and attach it to the invoice when it is submitted for payment to the Legislature.
4. Members are to meet the cost of the air charter and seek reimbursement from the Financial Controller with appropriate certification as to the purpose of the charter.
5. The charter transport shall only be used within and for the service of the Member's electorate. Where the closest source of available charter transport to the Member's electorate, electorate office or principal place of residence is outside the boundaries of the electorate, the reasonable additional expenses consequently incurred may be included in the reimbursement available under this Determination.
6. Members may use their Charter Transport Allowance to fly to an airfield located outside their electorate in circumstances where there is no suitable airfield located in the part of the electorate being visited by the Member. In these circumstances the Member would fly to the relevant airfield outside his/her electorate and then drive back to the electorate to conduct electorate business.
7. Members may also use the Charter Transport Allowance to attend regional or other meetings within an adjoining electorate relating to matters affecting their electorate. Members should first seek approval to use this Allowance in such a manner from the Presiding Officers. Members should be able to satisfy the Presiding Officers that the purpose of the journey relates to electorate business.

8. These additional entitlements shall be audited annually for compliance. In addition to any internal audit conducted by the Parliament, Members' additional entitlements shall be the subject of an external audit conducted by the Auditor-General of NSW. The cost of any auditing shall be met by the Parliament. Members should ensure they maintain appropriate records of expenditure.

5. Travelling Allowances for Recognised Office Holders

Table 2 – Indicative Upper Limits for Travel Expenditure

| Office Holders | Capital Cities | | Other Areas | Where no overnight stay is required |
|----------------|----------------|---|-------------|-------------------------------------|
| | Melbourne | Adelaide, Brisbane, Canberra, Darwin, Hobart, Perth | | |
| Group 1 | \$401.75 | \$331.75 | \$282.75 | Actual reasonable meal expenses |
| Group 2 | \$282.75 | \$263.00 | \$185.50 | Actual reasonable meal expenses |

Recognised Office Holders are classified into one of the following two groups.

Group 1

Premier,
 Deputy Premier,
 Senior and Other Ministers,
 President of the Legislative Council and Speaker of the Legislative Assembly,
 Chairman of Committees (Legislative Assembly and Legislative Council),
 Chairman of Select, Joint Standing, Standing and Public Accounts Committees,
 Leader of the Opposition in the Legislative Assembly and Legislative Council,
 Deputy Leader of the Opposition in the Legislative Assembly,
 Deputy Speaker in the Legislative Assembly.

Group 2

Deputy Leader of the Opposition in the Legislative Council,
 Deputy Leader in the Legislative Council (other than the Leader or Deputy Leader of the Opposition) of a recognised political party not fewer than 9 members of which are members of the Legislative Council and of which no member is a Minister,
 Leader and Deputy Leader of a Recognised Political Party of which not less than ten Members are Members of the Legislative Assembly,
 Government and Opposition Whips,
 Deputy Government and Deputy Opposition Whips,
 Parliamentary Secretary,
 Whip in the Legislative Assembly of a recognised political party, not fewer than 10 members of whom are members of the Legislative Assembly,

Deputy Whip in the Legislative Assembly of a recognised political party, not fewer than 40 members of which are members of the Legislative Assembly,
Members of Select, Joint Standing, Standing and Public Accounts Committees.

The following conditions shall apply in respect of this allowance:

1. Recognised Office Holders are eligible to claim reasonable actual travelling expenses for overnight absences from Sydney or their electorate/principal home residence. Where no overnight absence is involved Recognised Office Holders may claim reasonable actual meal expenses. Indicative upper limits for travel expenditure are outlined in Table 2.
2. The payment of actual travelling expenses will be paid subject to the production of tax invoices/receipts relating to accommodation, meal and other incidental expenses by the Recognised Office Holder concerned.
3. A Recognised Office Holder whose approved relative accompanies him or her to a State or other official function and who consequently incurs expenses in respect of meals and accommodation exceeding the allowance to which he or she is entitled, shall be entitled to be reimbursed the additional expenses associated with the approved relative.
4. Those Recognised Office Holders for whom non-Parliamentary funded budgets are provided are to meet travel allowance costs from those budgets and not from the Parliament.

6. Equipment, Services and Facilities

Members of the Legislative Assembly and the Legislative Council shall be provided by the Parliament with the equipment, services and facilities necessary to perform their Parliamentary duties as follows:

1. All Members shall receive at Parliament House, Sydney, a fitted out, equipped and maintained office, and secretarial services.
2. Each Member of the Legislative Assembly shall receive a fitted out, equipped and maintained Electorate Office to an appropriate standard. The Member for Murray-Darling is to be provided with an additional electorate office.
3. Each Member shall be supplied equipment and ancillary services in the Member's private residence (or if the Member has more than one private residence then in the Member's principal private residence) including a telephone and a facsimile machine, for the performance by the Member of Parliamentary duties.
4. Each Member shall receive portable equipment to supplement the provision of equipment as referred to in clauses 1, 2 and 3 above, except where such equipment is already provided by the Executive Government. This portable equipment shall include, but is not limited to, a mobile telephone and a notebook computer.
5. Each Member of the Legislative Council shall have a separate facsimile line installed in their home. A separate data line shall also be installed to provide access to the Parliament's secure computer network unless Members elect to connect to a broadband service.
6. The Presiding Officers are to provide administrative support to each Member in accordance with the following:
 - i. Subject to (ii), each Member of the Legislative Assembly shall have two staff Members employed at each electoral office.
 - ii. Each Member of the Legislative Assembly elected as an Independent shall have an additional staff Member employed at his/her electoral office.

- iii. Each Member of the Legislative Assembly, not elected as an Independent, shall be provided with a budget specific for the recruitment of temporary staff. The budget is to provide for additional staffing in the electorate office when the Member brings one of his or her electorate staff to Parliament House on sitting days only. The budget is to be the equivalent of the salary of an electorate officer grade 2 for a period of 61 days per annum. Funds from this budget are not to be used for any other purpose.
- iv. Each Member of the Legislative Council, who is not a Minister, shall be entitled to one staff Member. When the staff Member is on annual recreation leave or other extended period of leave, a relief staff member may be employed for the period of absence.
- v. Each Member of the Legislative Council, who is not a Minister, and who is elected as a cross bench Member shall be entitled to two staff members.
- vi. Ministers shall receive a reasonable allocation of staff members.
- vii. The Whip of each recognised political party of not less than 10 members to each be provided with one member of staff.
- viii. This provision specifies the minimum staffing required in electorate offices. Nothing in this Determination removes from the employer of staff the obligations arising under the Occupational Health and Safety Act 2000.

Dated this 13th day of July 2006

The Honourable Justice R Boland

THE PARLIAMENTARY REMUNERATION TRIBUNAL

SCHEDULES 1, 2, 2A, 3 AND 4 WILL APPLY ON AND FROM 1 JULY 2006 UNTIL 23 MARCH 2007 (inclusive).

SCHEDULES 1A, 2AA, 2AAA, 3 AND 4A WILL APPLY ON AND FROM 24 MARCH 2007 UNTIL 30 JUNE 2007 (inclusive).

ELECTORAL GROUPS**SCHEDULE 1**

| Group 1 Electorates | | | | | |
|---------------------|----------------|-----|------------------|-----|----------------|
| 1. | Auburn | 17. | Granville | 33. | North Shore |
| 2. | Bankstown | 18. | Heffron | 34. | Parramatta |
| 3. | Baulkham Hills | 19. | Hornsby | 35. | Penrith |
| 4. | Blacktown | 20. | Kogarah | 36. | Pittwater |
| 5. | Bligh | 21. | Ku-ring- gai | 37. | Port Jackson |
| 6. | Cabramatta | 22. | Lakemba | 38. | Riverstone |
| 7. | Campbelltown | 23. | Lane Cove | 39. | Rockdale |
| 8. | Canterbury | 24. | Liverpool | 40. | Ryde |
| 9. | Coogee | 25. | Macquarie Fields | 41. | Smithfield |
| 10. | Cronulla | 26. | Manly | 42. | Strathfield |
| 11. | Davidson | 27. | Maroubra | 43. | The Hills |
| 12. | Drummoyne | 28. | Marrickville | 44. | Vaucluse |
| 13. | East Hills | 29. | Menai | 45. | Wakehurst |
| 14. | Epping | 30. | Miranda | 46. | Wentworthville |
| 15. | Fairfield | 31. | Mount Druitt | 47. | Willoughby |
| 16. | Georges River | 32. | Mulgoa | | |
| Group 2 Electorates | | | | | |
| 1. | Blue Mountains | 7. | Illawarra | 13. | Peats |
| 2. | Camden | 8. | Keira | 14. | Swansea |
| 3. | Charlestown | 9. | Kiama | 15. | The Entrance |
| 4. | Gosford | 10. | Lake Macquarie | 16. | Wallsend |
| 5. | Hawkesbury | 11. | Londonderry | 17. | Wollongong |
| 6. | Heathcote | 12. | Newcastle | 18. | Wyong |

SCHEDULE 1

| Group 3 Electorates | | |
|------------------------|-------------------|-----------------------|
| 1. Ballina | 5. Myall Lakes | 8. South Coast |
| 2. Cessnock | 6. Port Macquarie | 9. Southern Highlands |
| 3. Coffs Harbour | 7. Port Stephens | 10. Tweed |
| 4. Maitland | | |
| Group 4 Electorates | | |
| 1. Albury | 4. Dubbo | 7. Oxley |
| 2. Bathurst | 5. Lismore | 8. Tamworth |
| 3. Bega | 6. Orange | 9. Wagga Wagga |
| Group 5 Electorates | | |
| 1. Burrinjuck | | |
| 2. Clarence | | |
| 3. Monaro | | |
| 4. Northern Tablelands | | |
| Group 6 Electorates | | |
| 1. Lachlan | | |
| 2. Murrumbidgee | | |
| 3. Upper Hunter | | |
| Group 7 Electorates | | |
| Barwon | | |
| Group 8 Electorates | | |
| Murray-Darling | | |

SYDNEY ALLOWANCE GROUPINGS

SCHEDULE 2

| Category 1 | | |
|-------------------|--------------------|------------------|
| 1. Blue Mountains | 7. Heathcote | 13. Newcastle |
| 2. Camden | 8. Illawarra | 14. Peats |
| 3. Campbelltown | 9. Keira | 15. Swansea |
| 4. Charlestown | 10. Kiama | 16. The Entrance |
| 5. Gosford | 11. Lake Macquarie | 17. Wallsend |
| 6. Hawkesbury | 12. Londonderry | 18. Wollongong |
| | | 19. Wyong |

| Category 2 | | |
|------------------|--------------------|--------------------|
| 1. Albury | 11. Lachlan | 20. Oxley |
| 2. Ballina | 12. Lismore | 21. Port Macquarie |
| 3. Barwon | 13. Maitland | 22. Port Stephens |
| 4. Bathurst | 14. Monaro | 23. South Coast |
| 5. Burrinjuck | 15. Murray-Darling | 24. Southern |
| 6. Bega | 16. Murrumbidgee | Highlands |
| 7. Cessnock | 17. Myall Lakes | 25. Tamworth |
| 8. Clarence | 18. Northern | 26. Tweed |
| 9. Coffs Harbour | Tablelands | 27. Upper Hunter |
| 10. Dubbo | 19. Orange | 28. Wagga Wagga |

LEGISLATIVE COUNCIL ZONES

SCHEDULE 2A

| Zone 1 Electorates | | |
|--------------------|----------------------|--------------------|
| 1. Auburn | 17. Granville | 33. North Shore |
| 2. Bankstown | 18. Heffron | 34. Parramatta |
| 3. Baulkham Hills | 19. Hornsby | 35. Penrith |
| 4. Blacktown | 20. Kogarah | 36. Pittwater |
| 5. Bligh | 21. Ku-ring- gai | 37. Port Jackson |
| 6. Cabramatta | 22. Lakemba | 38. Riverstone |
| 7. Campbelltown | 23. Lane Cove | 39. Rockdale |
| 8. Canterbury | 24. Liverpool | 40. Ryde |
| 9. Coogee | 25. Macquarie Fields | 41. Smithfield |
| 10. Cronulla | 26. Manly | 42. Strathfield |
| 11. Davidson | 27. Maroubra | 43. The Hills |
| 12. Drummoyne | 28. Marrickville | 44. Vacluse |
| 13. East Hills | 29. Menai | 45. Wakehurst |
| 14. Epping | 30. Miranda | 46. Wentworthville |
| 15. Fairfield | 31. Mount Druitt | 47. Willoughby |
| 16. Georges River | 32. Mulgoa | |
| Zone 2 Electorates | | |
| 1. Blue Mountains | 7. Illawarra | 13. Peats |
| 2. Camden | 8. Keira | 14. Swansea |
| 3. Charlestown | 9. Kiama | 15. The Entrance |
| 4. Gosford | 10. Lake Macquarie | 16. Wallsend |
| 5. Hawkesbury | 11. Londonderry | 17. Wollongong |
| 6. Heathcote | 12. Newcastle | 18. Wyong |

LEGISLATIVE COUNCIL ZONES

SCHEDULE 2A

| Zone 3 Electorates | | |
|--------------------|-------------------------|------------------------|
| 1. Albury | 11. Lachlan | 21. Port Macquarie |
| 2. Ballina | 12. Lismore | 22. Port Stephens |
| 3. Barwon | 13. Maitland | 23. South Coast |
| 4. Bathurst | 14. Monaro | 24. Southern Highlands |
| 5. Bega | 15. Murrumbidgee | 25. Tamworth |
| 6. Burrinjuck | 16. Murray-Darling | 26. Tweed |
| 7. Cessnock | 17. Myall Lakes | 27. Upper Hunter |
| 8. Clarence | 18. Northern Tablelands | 28. Wagga Wagga |
| 9. Coffs Harbour | 19. Orange | |
| 10. Dubbo | 20. Oxley | |

**RECOGNISED OFFICE HOLDER AND
OTHER MEMBER ENTITLEMENTS**

SCHEDULE 3

| Recognised Office Holder | Transport | Communication (electronic) | Communication (non- electronic) | Printing & Stationery |
|---|-----------|----------------------------|----------------------------------|-----------------------|
| Presiding Officer | 30% | | 55%(A) 175%(C) | 40% |
| Minister | | | | 40% |
| Deputy Speaker, Chair of Committees | | | | 40% |
| Leader of the Opposition | 20%(A) | | 140%(A) 175%(C) | 40% |
| Deputy Leader of the Opposition | 10% | | 15%(C) | 40% |
| Whips | | | 15%(C) | 40% |
| Party Leader (not less than 10 Members) | 15% | | | 40% |
| Deputy Party Leader (not less than 10 Members LA or 9 Members LC) | 10% | | | 40% |
| Leader of the National Party (in Opposition with not less than 10 Members in LA) | 15% | | 15% | 40% |
| Other Recognised Office Holders | | | | 40% |
| Independent Members | | | | 20% |

Recognised Office Holders and Members referred to in schedule 3 may only receive additional entitlements for one office; that office being the office which attracts the greater level of entitlement.

Where entitlements formerly provided for the recognised office holder's approved relative these have been included in the allocation.

Where an entitlement is followed by (A) or (C) it applied only to the office holder in either the Assembly or the Council.

ELECTORATE MAILOUT ACCOUNT

SCHEDULE 4

| ELECTORAL DISTRICT | NUMBER OF ELECTORS (as of 8 May 2006 as provided by the State Electoral Office) | ANNUAL ENTITLEMENT |
|----------------------|---|--------------------|
| 1. ALBURY | 42,982 | \$55,877 |
| 2. AUBURN | 46,295 | \$60,184 |
| 3. BALLINA | 45,810 | \$59,553 |
| 4. BANKSTOWN | 44,852 | \$58,308 |
| 5. BARWON | 42,304 | \$54,995 |
| 6. BATHURST | 44,370 | \$57,681 |
| 7. BAULKHAM HILLS | 45,617 | \$59,302 |
| 8. BEGA | 48,218 | \$62,683 |
| 9. BLACKTOWN | 46,884 | \$60,949 |
| 10. BLIGH | 48,306 | \$62,798 |
| 11. BLUE MOUNTAINS | 46,263 | \$60,142 |
| 12. BURRINJUCK | 44,268 | \$57,548 |
| 13. CABRAMATTA | 42,839 | \$55,691 |
| 14. CAMDEN | 54,737 | \$71,158 |
| 15. CAMPBELLTOWN | 43,496 | \$56,545 |
| 16. CANTERBURY | 44,472 | \$57,814 |
| 17. CESSNOCK | 44,689 | \$58,096 |
| 18. CHARLESTOWN | 44,414 | \$57,738 |
| 19. CLARENCE | 43,867 | \$57,027 |
| 20. COFFS HARBOUR | 45,714 | \$59,428 |
| 21. COOGEE | 42,764 | \$55,593 |
| 22. CRONULLA | 44,826 | \$58,274 |
| 23. DAVIDSON | 45,249 | \$58,824 |
| 24. DRUMMOYNE | 48,737 | \$63,358 |
| 25. DUBBO | 43,707 | \$56,819 |
| 26. EAST HILLS | 44,563 | \$57,932 |
| 27. EPPING | 45,088 | \$58,614 |
| 28. FAIRFIELD | 44,137 | \$57,378 |
| 29. GEORGES RIVER | 46,069 | \$59,890 |
| 30. GOSFORD | 48,924 | \$63,601 |
| 31. GRANVILLE | 43,029 | \$55,938 |
| 32. HAWKESBURY | 49,273 | \$64,055 |
| 33. HEATHCOTE | 45,304 | \$58,895 |
| 34. HEFFRON | 43,910 | \$57,083 |
| 35. HORNSBY | 46,592 | \$60,570 |
| 36. ILLAWARRA | 46,160 | \$60,008 |
| 37. KEIRA | 43,775 | \$56,908 |
| 38. KIAMA | 48,601 | \$63,181 |
| 39. KOGARAH | 44,895 | \$58,364 |
| 40. KU-RING-GAI | 44,979 | \$58,473 |
| 41. LACHLAN | 44,394 | \$57,712 |
| 42. LAKE MACQUARIE | 47,014 | \$61,118 |
| 43. LAKEMBA | 42,897 | \$55,766 |
| 44. LANE COVE | 44,542 | \$57,905 |
| 45. LISMORE | 42,633 | \$55,423 |
| 46. LIVERPOOL | 47,675 | \$61,978 |
| 47. LONDONDERRY | 44,430 | \$57,759 |
| 48. MACQUARIE FIELDS | 54,261 | \$70,539 |
| 49. MAITLAND | 49,920 | \$64,896 |
| 50. MANLY | 43,876 | \$57,039 |

ELECTORATE MAILOUT ACCOUNT

SCHEDULE 4

| ELECTORAL DISTRICT | NUMBER OF ELECTORS (as of 8 May 2006 as provided by the State Electoral Office) | ANNUAL ENTITLEMENT |
|-------------------------|---|--------------------|
| 51. MAROUBRA | 44,067 | \$57,287 |
| 52. MARRICKVILLE | 45,552 | \$59,218 |
| 53. MENAI | 48,441 | \$62,973 |
| 54. MIRANDA | 43,387 | \$56,403 |
| 55. MONARO | 46,985 | \$61,081 |
| 56. MOUNT DRUITT | 45,408 | \$59,030 |
| 57. MULGOA | 48,608 | \$63,190 |
| 58. MURRAY-DARLING | 41,187 | \$53,543 |
| 59. MURRUMBIDGEE | 44,065 | \$57,285 |
| 60. MYALL LAKES | 47,352 | \$61,558 |
| 61. NEWCASTLE | 45,190 | \$58,747 |
| 62. NORTH SHORE | 46,160 | \$60,008 |
| 63. NORTHERN TABLELANDS | 42,886 | \$55,752 |
| 64. ORANGE | 44,331 | \$57,630 |
| 65. OXLEY | 44,491 | \$57,838 |
| 66. PARRAMATTA | 45,137 | \$58,678 |
| 67. PEATS | 45,459 | \$59,097 |
| 68. PENRITH | 44,608 | \$57,990 |
| 69. PITTWATER | 45,648 | \$59,342 |
| 70. PORT JACKSON | 52,713 | \$68,527 |
| 71. PORT MACQUARIE | 47,326 | \$61,524 |
| 72. PORT STEPHENS | 47,471 | \$61,712 |
| 73. RIVERSTONE | 53,120 | \$69,056 |
| 74. ROCKDALE | 43,982 | \$57,177 |
| 75. RYDE | 45,520 | \$59,176 |
| 76. SMITHFIELD | 45,858 | \$59,615 |
| 77. SOUTH COAST | 49,013 | \$63,717 |
| 78. SOUTHERN HIGHLANDS | 47,345 | \$61,549 |
| 79. STRATHFIELD | 46,569 | \$60,540 |
| 80. SWANSEA | 47,355 | \$61,562 |
| 81. TAMWORTH | 44,735 | \$58,156 |
| 82. THE ENTRANCE | 46,253 | \$60,129 |
| 83. THE HILLS | 56,119 | \$72,955 |
| 84. TWEED | 49,881 | \$64,845 |
| 85. UPPER HUNTER | 42,173 | \$54,825 |
| 86. VAUCLUSE | 43,390 | \$56,407 |
| 87. WAGGA WAGGA | 44,225 | \$57,493 |
| 88. WAKEHURST | 44,718 | \$58,133 |
| 89. WALLSEND | 48,083 | \$62,508 |
| 90. WENTWORTHVILLE | 44,051 | \$57,266 |
| 91. WILLOUGHBY | 46,996 | \$61,095 |
| 92. WOLLONGONG | 43,338 | \$56,339 |
| 93. WYONG | 50,287 | \$65,373 |

THE FOLLOWING SCHEDULES WILL APPLY ON AND FROM 24 MARCH 2007

ELECTORAL GROUPS**SCHEDULE 1A**

| Group 1 Electorates | | |
|---------------------|----------------------|-----------------|
| 1. Auburn | 19. Heffron | 37. Parramatta |
| 2. Balmain | 20. Hornsby | 38. Penrith |
| 3. Bankstown | 21. Kogarah | 39. Pittwater |
| 4. Baulkham Hills | 22. Ku-ring-gai | 40. Riverstone |
| 5. Blacktown | 23. Lakemba | 41. Rockdale |
| 6. Cabramatta | 24. Lane Cove | 42. Ryde |
| 7. Camden | 25. Liverpool | 43. Smithfield |
| 8. Campbelltown | 26. Londonderry | 44. Strathfield |
| 9. Canterbury | 27. Macquarie Fields | 45. Sydney |
| 10. Castle Hill | 28. Manly | 46. Toongabbie |
| 11. Coogee | 29. Maroubra | 47. Vaucluse |
| 12. Cronulla | 30. Marrickville | 48. Wakehurst |
| 13. Davidson | 31. Menai | 49. Willoughby |
| 14. Drummoyne | 32. Miranda | |
| 15. East Hills | 33. Mount Druitt | |
| 16. Epping | 34. Mulgoa | |
| 17. Fairfield | 35. North Shore | |
| 18. Granville | 36. Oatley | |
| Group 2 Electorates | | |
| 1. Blue Mountains | 8. Lake Macquarie | 14. Wallsend |
| 2. Charlestown | 9. Newcastle | 15. Wollondilly |
| 3. Gosford | 10. Shellharbour | 16. Wollongong |
| 4. Hawkesbury | 11. Swansea | 17. Wyong |
| 5. Heathcote | 12. Terrigal | |
| 6. Keira | 13. The Entrance | |
| 7. Kiama | | |

SCHEDULE 1A

| | | |
|------------------------|-------------------|----------------|
| Group 3 Electorates | | |
| 1. Ballina | 5. Maitland | 9. South Coast |
| 2. Cessnock | 6. Myall Lakes | 10. Tweed |
| 3. Coffs Harbour | 7. Port Macquarie | |
| 4. Goulburn | 8. Port Stephens | |
| Group 4 Electorates | | |
| 1. Albury | 4. Dubbo | 7. Oxley |
| 2. Bathurst | 5. Lismore | 8. Tamworth |
| 3. Bega | 6. Orange | 9. Wagga Wagga |
| Group 5 Electorates | | |
| 1. Burrinjuck | | |
| 2. Clarence | | |
| 3. Monaro | | |
| 4. Northern Tablelands | | |
| Group 6 Electorates | | |
| 1. Murrumbidgee | | |
| 2. Upper Hunter | | |
| Group 7 Electorates | | |
| 1. Barwon | | |
| 2. Murray Darling | | |

SYDNEY ALLOWANCE GROUPINGS

SCHEDULE 2AA

| Category 1 | | |
|-------------------|------------------|----------------|
| 1. Blue Mountains | 9. Newcastle | 16. Wollongong |
| 2. Charlestown | 10. Shellharbour | 17. Wyong |
| 3. Gosford | 11. Swansea | |
| 4. Hawkesbury | 12. Terrigal | |
| 5. Heathcote | 13. The Entrance | |
| 6. Keira | 14. Wallsend | |
| 7. Kiama | 15. Wollondilly | |
| 8. Lake Macquarie | | |

| Category 2 | | |
|------------------|-------------------------|--------------------|
| 1. Albury | 12. Lismore | 21. Port Macquarie |
| 2. Ballina | 13. Maitland | 22. Port Stephens |
| 3. Barwon | 14. Monaro | 23. South Coast |
| 4. Bathurst | 15. Murray-Darling | 24. Tamworth |
| 5. Burrinjuck | 16. Murrumbidgee | 25. Tweed |
| 6. Bega | 17. Myall Lakes | 26. Upper Hunter |
| 7. Cessnock | 18. Northern Tablelands | 27. Wagga Wagga |
| 8. Clarence | 19. Orange | |
| 9. Coffs Harbour | 20. Oxley | |
| 10. Dubbo | | |
| 11. Goulburn | | |

LEGISLATIVE COUNCIL ZONES

SCHEDULE 2AAA

| Zone 1 Electorates | | |
|--------------------|----------------------|-----------------|
| 1. Auburn | 19. Heffron | 37. Parramatta |
| 2. Balmain | 20. Hornsby | 38. Penrith |
| 3. Bankstown | 21. Kogarah | 39. Pittwater |
| 4. Baulkham Hills | 22. Ku-ring-gai | 40. Riverstone |
| 5. Blacktown | 23. Lakemba | 41. Rockdale |
| 6. Cabramatta | 24. Lane Cove | 42. Ryde |
| 7. Camden | 25. Liverpool | 43. Smithfield |
| 8. Campbelltown | 26. Londonderry | 44. Strathfield |
| 9. Canterbury | 27. Macquarie Fields | 45. Sydney |
| 10. Castle Hill | 28. Manly | 46. Toongabbie |
| 11. Coogee | 29. Maroubra | 47. Vaucluse |
| 12. Cronulla | 30. Marrickville | 48. Wakehurst |
| 13. Davidson | 31. Menai | 49. Willoughby |
| 14. Drummoyne | 32. Miranda | |
| 15. East Hills | 33. Mount Druitt | |
| 16. Epping | 34. Mulgoa | |
| 17. Fairfield | 35. North Shore | |
| 18. Granville | 36. Oatley | |
| Zone 2 Electorates | | |
| 1. Blue Mountains | 8. Lake Macquarie | 14. Wallsend |
| 2. Charlestown | 9. Newcastle | 15. Wollondilly |
| 3. Gosford | 10. Shellharbour | 16. Wollongong |
| 4. Hawkesbury | 11. Swansea | 17. Wyong |
| 5. Heathcote | 12. Terrigal | |
| 6. Keira | 13. The Entrance | |
| 7. Kiama | | |

LEGISLATIVE COUNCIL ZONES

SCHEDULE 2AAA

| Zone 3 Electorates | | |
|--------------------|-------------------------|--------------------|
| 1. Albury | 11. Goulburn | 21. Port Macquarie |
| 2. Ballina | 12. Lismore | 22. Port Stephens |
| 3. Barwon | 13. Maitland | 23. South Coast |
| 4. Bathurst | 14. Monaro | 24. Tamworth |
| 5. Bega | 15. Murrumbidgee | 25. Tweed |
| 6. Burrinjuck | 16. Murray-Darling | 26. Upper Hunter |
| 7. Cessnock | 17. Myall Lakes | 27. Wagga Wagga |
| 8. Clarence | 18. Northern Tablelands | |
| 9. Coffs Harbour | 19. Orange | |
| 10. Dubbo | 20. Oxley | |

SCHEDULE 4A

ELECTORATE MAILOUT ACCOUNT

Effective on and from Declaration of the Polls

| ELECTORAL DISTRICT | NUMBER OF ELECTORS * | ANNUAL ENTITLEMENT |
|-----------------------------|----------------------|--------------------|
| 1. ALBURY | 48,988 | \$63,684 |
| 2. AUBURN | 47,765 | \$62,095 |
| 3. BALLINA | 47,246 | \$61,420 |
| 4. BALMAIN (Port Jackson) | 49,240 | \$64,012 |
| 5. BANKSTOWN | 47,409 | \$61,632 |
| 6. BARWON | 48,049 | \$62,464 |
| 7. BATHURST | 48,850 | \$63,505 |
| 8. BAULKHAM HILLS | 49,207 | \$63,969 |
| 9. BEGA | 48,977 | \$63,670 |
| 10. BLACKTOWN | 48,087 | \$62,513 |
| 11. BLUE MOUNTAINS | 49,007 | \$63,709 |
| 12. BURRINJUCK | 48,158 | \$62,605 |
| 13. CABRAMATTA | 48,611 | \$63,194 |
| 14. CAMDEN | 48,535 | \$63,096 |
| 15. CAMPBELLTOWN | 48,169 | \$62,620 |
| 16. CANTERBURY | 48,581 | \$63,155 |
| 17. CASTLE HILL (The Hills) | 47,185 | \$61,341 |
| 18. CESSNOCK | 48,960 | \$63,648 |
| 19. CHARLESTOWN | 48,175 | \$62,628 |
| 20. CLARENCE | 48,074 | \$62,496 |
| 21. COFFS HARBOUR | 48,330 | \$62,829 |
| 22. COOGEE | 48,774 | \$63,406 |
| 23. CRONULLA | 48,069 | \$62,490 |
| 24. DAVIDSON | 48,019 | \$62,425 |
| 25. DRUMMOYNE | 47,966 | \$62,356 |
| 26. DUBBO | 49,272 | \$64,054 |
| 27. EAST HILLS | 47,038 | \$61,149 |
| 28. EPPING | 48,245 | \$62,719 |
| 29. FAIRFIED | 48,807 | \$63,449 |
| 30. GOSFORD | 49,544 | \$64,407 |
| 31. GOULBURN | 48,449 | \$62,984 |
| 32. GRANVILLE | 48,889 | \$63,556 |
| 33. HAWKESBURY | 47,253 | \$61,429 |
| 34. HEATHCOTE | 48,368 | \$62,878 |
| 35. HEFFRON | 48,675 | \$63,278 |
| 36. HORNSBY | 49,250 | \$64,025 |
| 37. KEIRA | 47,831 | \$62,180 |
| 38. KIAMA | 48,620 | \$63,206 |
| 39. KOGARAH | 48,753 | \$63,379 |
| 40. KU-RING-GAI | 48,652 | \$63,248 |
| 41. LAKE MACQUARIE | 48,202 | \$62,663 |
| 42. LAKEMBA | 49,174 | \$63,926 |
| 43. LANE COVE | 48,035 | \$62,446 |
| 44. LISMORE | 47,410 | \$61,633 |
| 45. LIVERPOOL | 47,241 | \$61,413 |
| 46. LONDONDERRY | 48,678 | \$63,281 |
| 47. MACQUARIE FIELDS | 48,371 | \$62,882 |
| 48. MAITLAND | 48,357 | \$62,864 |
| 49. MANLY | 47,711 | \$62,024 |
| 50. MAROUBRA | 49,154 | \$63,900 |

ELECTORATE MAILOUT ACCOUNT**Effective on and from Declaration of the Polls**

| ELECTORAL DISTRICT | NUMBER OF ELECTORS * | ANNUAL ENTITLEMENT |
|------------------------------------|-----------------------------|---------------------------|
| 51. MARRICKVILLE | 49,139 | \$63,881 |
| 52. MENAI | 48,152 | \$62,598 |
| 53. MIRANDA | 47,842 | \$62,195 |
| 54. MONARO | 46,979 | \$61,073 |
| 55. MOUNT DRUITT | 47,041 | \$61,153 |
| 56. MULGOA | 48,403 | \$62,924 |
| 57. MURRAY - DARLING | 47,483 | \$61,728 |
| 58. MURRUMBIDGEE | 49,117 | \$63,852 |
| 59. MYALL LAKES | 49,063 | \$63,782 |
| 60. NEWCASTLE | 48,120 | \$62,556 |
| 61. NORTH SHORE | 48,914 | \$63,588 |
| 62. NORTHERN TABLELANDS | 48,890 | \$63,557 |
| 63. OATLEY (Georges River) | 48,425 | \$62,953 |
| 64. ORANGE | 49,199 | \$63,959 |
| 65. OXLEY | 47,116 | \$61,251 |
| 66. PARRAMATTA | 48,483 | \$63,028 |
| 67. PENRITH | 48,442 | \$62,975 |
| 68. PITTWATER | 48,123 | \$62,560 |
| 69. PORT MACQUARIE | 47,545 | \$61,809 |
| 70. PORT STEPHENS | 48,371 | \$62,882 |
| 71. RIVERSTONE | 48,216 | \$62,681 |
| 72. ROCKDALE | 48,397 | \$62,916 |
| 73. RYDE | 48,379 | \$62,893 |
| 74. SHELLHARBOUR (Illawarra) | 48,360 | \$62,868 |
| 75. SMITHFIELD | 48,407 | \$62,929 |
| 76. SOUTH COAST | 48,874 | \$63,536 |
| 77. STRATHFIELD | 47,772 | \$62,104 |
| 78. SWANSEA | 49,247 | \$64,021 |
| 79. SYDNEY (Bligh) | 48,999 | \$63,699 |
| 80. TAMWORTH | 48,457 | \$62,994 |
| 81. TERRIGAL (Gosford) | 48,326 | \$62,824 |
| 82. THE ENTRANCE | 47,407 | \$61,629 |
| 83. TOONGABBIE (Wentworthville) | 49,147 | \$63,891 |
| 84. TWEED | 47,416 | \$61,641 |
| 85. UPPER HUNTER | 48,369 | \$62,880 |
| 86. VAUCLUSE | 49,054 | \$63,770 |
| 87. WAGGA WAGGA | 48,460 | \$62,998 |
| 88. WAKEHURST | 49,071 | \$63,792 |
| 89. WALLSEND | 47,350 | \$61,555 |
| 90. WILLOUGHBY | 48,508 | \$63,060 |
| 91. WOLLONDILLY (Camden) | 47,409 | \$61,632 |
| 92. WOLLONGONG | 49,202 | \$63,963 |
| 93. WYONG | 47,934 | \$62,314 |

Based on predicted electors as noted in the 2004 Electoral Districts Commissioners Report, pp. XIV-XV.

NB: name in bracket refers to replaced former electorate district

Advice of the Secretary of Treasury Pursuant to Section 12A of the *Parliamentary Remuneration Act, 1989*

The following comments on the Parliamentary Remuneration Tribunal's 2006 annual determination are made pursuant to Section 12A of the *Parliamentary Remuneration Act, 1989* by the Acting Secretary of the Treasury.

Financial Implications

The table below shows the financial costs of **Part 1** of the Tribunal's Draft Determination. For the purpose of calculating the costs, the estimates are based on the 2006 composition of the Legislative Assembly and the Council membership. Estimates have not been provided where the maximum remuneration limits for the particular allowances are not defined. The Sydney Allowance is calculated on the annual amount allocated to Members.

| ENTITLEMENT | 2005 DET. | 2006 DET. ⁽¹⁾ | CHANGE |
|---|---------------------|--------------------------|--|
| Electoral Allowance | \$ 5,698,510 | \$ 5,869,435 | \$ 170,925 +3% |
| Sydney allowance | \$ 1,887,000 | \$ 1,943,610 | \$ 56,610 +3% |
| Logistic Support Allocation | \$ 3,725,510 | \$ 3,837,560 | \$ 126,047 +3% |
| Electorate Mail-out Account ⁽²⁾ | \$ 5,671,117 | \$ 5,553,735 | -\$ 117,382 - 2% |
| Committee Allowance ⁽³⁾ | \$ 16,475 | \$ 18,287 | \$ 1,812 +11% |
| Electorate Charter Transport Allowance - LA Members | \$ 97,180 | \$ 97,180 | NIL |
| Travelling Allowance for Recognised Office Holders | Not Estimated | Not Estimated | <u>Increased</u> ⁽⁴⁾ |
| TOTAL MINIMUM EXPENDITURE | \$17,095,792 | \$17,319,807 | \$ 224,015 (1.3%) |

- (1) Minor variations between Pre March and Post March Election figures in relation to Electoral Allowance, LSA and Travelling Allowance.
- (2) Based on data provided by the State Electoral Office.
- (3) Includes members of Public Accounts Committee only.
- (4) Adjusted in line with movements in public sector rates which vary depending on the travel destination. The cost of allowances is likely to increase by approximately 2.5 percent.

Part 2 of the Tribunal's Draft Determination deals with the issue of staffing levels for Members of Parliament. Treasury estimates that the Tribunal's proposed determination that Members who are currently allocated two electorate officers be allowed to employ casual relief staff for a period of 61 days per year would cost an additional \$1.154 million per annum.

In relation to the Tribunal's recommendation that Shadow Ministers be allocated an additional staff member, the cost of this is estimated at \$1.686 million per annum.

Comment

The State is currently budgeting for a deficit of \$696 million in 2006-07. Given this, and the need to direct expenditures into high priority areas, it is important that all other costs are minimised wherever practical.

I am advised that the current entitlement for electorate office staff is comparable to Victoria. While it is true that staff entitlements for Federal Members of Parliament may be larger, their electorates are also much larger. An increase in electorate office staff entitlements will worsen the Budget position by \$1.154 million per annum. The Tribunal may wish to consider its Draft Determination in this light.

I also note that the Draft Determination is based on a CPI increase of 3 percent in the coming year. I wish to advise that Treasury's current CPI forecast for 2006-07 (as detailed in the 2006-07 Budget) is 2¾ percent.

The Draft Determination also proposes the Committee Allowance be adjusted by 11 percent (a 4.12 percent increase in respect of increases in Members' salaries from 1 July 2005 and a 7 percent increase in respect of salary increases from 1 July 2006). Under the normal timing of PRT determinations, only one annual CPI adjustment is granted in each determination. If this practice is followed, a 4.12 percent increase in the Committee Allowance would be appropriate in the 2006 Determination.

Mark Ronsisvalle
Acting Secretary
10 July 2006

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

BROKEN HILL CITY COUNCIL

Roads Act 1993, Section 10

Dedication of Land as Public Road

IN accordance with section 10 of the Roads Act 1993, notice is hereby given that the land described in the Schedule below is dedicated to the public as public road. JAMES MURRAY HALL, General Manager, Broken Hill City Council, PO Box 448, Broken Hill NSW 2880.

SCHEDULE

- Lot F, DP 28075;
- Lot 2, DP 431709;
- Lot 2, DP 911905;
- Lot A, DP 374900;
- Lot F, DP 326701;
- Lot 1, DP 207831;
- Lot 3, DP 531624;
- Lot 1, DP 556088;
- Lot 3, DP 316949; and
- Lot 2337, DP 757298. [2242]

CESSNOCK CITY COUNCIL

ERRATUM

The Cessnock City Council notice published in *Government Gazette* No. 92, page 5743, on 14th July 2006, the Schedule was incorrect. The Schedule should read Lot 1, DP 1092266. [2243]

GOSFORD CITY COUNCIL

Water Management Act 2000

Service Charges for 2002/2003

Water, Sewerage and Drainage Charges and Fees

i Water Base Charges

The annual water base charges for Residential, Commercial, Industrial and exempt properties are to be the maximum of either the metered base charges applicable to the property or the unmetered fire service base charges.

| Size of service for Water Usage mm | Metered Base Charge \$ | Unmetered Fire Service \$ |
|---------------------------------------|---------------------------|------------------------------|
| 20 | 70.00 | 35.00 |
| 25 | 109.00 | 54.50 |
| 32 | 179.00 | 89.50 |
| 40 | 279.00 | 139.50 |
| 50 | 437.00 | 218.50 |
| 65 | 738.00 | 369.00 |
| 80 | 1118.00 | 559.00 |
| 100 | 1747.00 | 873.50 |
| 150 | 3930.00 | 1965.00 |
| 200 | 6986.00 | 3493.00 |

Greater than 200 $\frac{(\text{nominal size}) \times 70.00}{400.00}$

The annual water base charge for each unit within a strata development is not to exceed \$70.00

The annual water base charge for vacant unconnected land is not to exceed \$70.00

The water usage charge for all consumption is 70.0 cents per kilolitre. The water usage charge for fire services is zero. The water usage charge for all water drawn from standpipes is 70.0 cents per kilolitre.

ii Water Service Fees – Exempt Properties

All properties exempt from service charges be charged a fee in accordance with section 310(2) of the Water Management Act 2000 being the fee commensurate with the size of the nominal pipe and meter size as per the following table plus a consumption charge of 70.0 cents per kilolitre for all water used.

| Size of service for Water Usage mm | Metered Base Charge \$ | Unmetered Fire Service \$ |
|---------------------------------------|---------------------------|------------------------------|
| 20 | 70.00 | 35.00 |
| 25 | 109.00 | 54.50 |
| 32 | 179.00 | 89.50 |
| 40 | 279.00 | 139.50 |
| 50 | 437.00 | 218.50 |
| 65 | 738.00 | 369.00 |
| 80 | 1118.00 | 559.00 |
| 100 | 1747.00 | 873.50 |
| 150 | 3930.00 | 1965.00 |
| 200 | 6986.00 | 3493.00 |

Greater than 200 $\frac{(\text{nominal size}) \times 70.00}{400.00}$

The water usage charge for all consumption is 70.0 cents per kilolitre.

iii Residential Sewerage Charges

The 2001/02 Residential Sewerage Charge is to be set at \$340.30 in accordance with the Independent Pricing and Regulatory Tribunal's determination of 20 June 2000.

Residential is defined as:

- * a single residential dwelling
- * residential dwelling plus one non-strata flat
- * residential strata unit

iv Non Residential Sewerage Charges

The Non Residential Sewer Base charges are:

| Size of Service for Water Usage mm | Sewerage Base Charge \$ |
|---------------------------------------|----------------------------|
| 20 | 254.00 |
| 25 | 396.00 |
| 32 | 649.00 |
| 40 | 1014.00 |
| 50 | 1585.00 |
| 65 | 2678.00 |
| 80 | 4056.00 |

| Size of Service for Water Usage mm | Sewerage Base Charge \$ |
|---|----------------------------|
| 100 | 6337.00 |
| 150 | 14259.00 |
| 200 | 25349.00 |
| Greater than 200 (<u>nominal size</u>) x $\frac{254.00}{400}$ | |

The price for sewer usage charges is 70 cents per kilolitre.

The above figure is multiplied by a discharge factor. The discharge factor is the assessed percentage of water purchased from Gosford City Council which is discharged into the sewer.

The minimum amount payable by a non residential customer is \$254.00.

v Sewerage Service Charges - Exempt Properties

All properties exempt from service charges be charged a fee in accordance with Section 310(2) of the Water Management Act 2000, being the fee commensurate with the fee applicable to the Non Residential Sewerage Charges listed as above.

F Drainage Service Charges

Drainage service charges are \$42.40 per rateable property with a \$21.20 rebate for eligible pensioners.

G Trade Waste Services

The maximum charge for trade waste discharge of excess quantity and acceptance quality is 20 cents per kilolitre. For discharge where quality fails to comply with Gosford City Council's criteria the maximum charge, additional to other charges is \$1.30 per kilolitre for each increment of 1,000mg/l of Biochemical Oxygen Demand and/or Non-Filterable Residue.

H Recoverable Works

The amount charged for recoverable works will be the direct cost plus internal overheads in accordance with the charge out rates published annually by Gosford City Council. [2244]

GOSFORD CITY COUNCIL

Water Management Act 2000
Service Charges for 2003/2004

COUNCIL (as the Water Authority) make and levy the following fees and service charges for Water and Sewerage and Drainage for the financial year 2003/04 in accordance with the determination of the Independent Pricing and Regulatory Tribunal (IPART), dated 14 May 2003.

1. Water Charges

The annual water base charges for Residential, Commercial and Industrial properties are to be the maximum of either the metered base charges applicable to the property or the unmetered fire service base charge.

All properties exempt from service charges be charged a fee in accordance with Section 310 (2) of the Water Management Act 2000, being the fee commensurate with the size of the nominated pipe and meter size as per Table 1A and 3A and a consumption charge of 0.73 cents per kilolitre for all water used in accordance with Table 2A.

The annual water base charge for each unit within a strata development is not to exceed \$71.47.

Table 1: Water Service Charges for Residential and Non Residential Properties

| Basis of Charge Service Connection Meter Size | Maximum charge per annum for the period 1 July 2003 to 30 June 2004 \$ |
|---|--|
| 20mm | 71.47 |
| 25mm | 111.67 |
| 32mm | 182.96 |
| 40mm | 285.88 |
| 50mm | 446.69 |
| 65mm | 754.90 |
| 80mm | 1,143.52 |
| 100mm | 1,786.75 |
| 150mm | 4,020.19 |
| 200mm | 7,147.00 |
| For meter diameter sizes not specified above, the following formula applies: $(\text{service size})^2 \times 71.47/400$ | |

Table 1A: Water, Annual Supply/Meter Fees for Exempt Properties

| Basis of Charge Service Connection Meter Size | Maximum charge per annum for the period 1 July 2003 to 30 June 2004 \$ |
|---|--|
| 20mm | 71.47 |
| 25mm | 111.67 |
| 32mm | 182.96 |
| 40mm | 285.88 |
| 50mm | 446.69 |
| 65mm | 754.90 |
| 80mm | 1,143.52 |
| 100mm | 1,786.75 |
| 150mm | 4,020.19 |
| 200mm | 7,147.00 |
| For meter diameter sizes not specified above, the following formula applies: $(\text{service size})^2 \times 71.47/400$ | |

Table 2: Water Usage Charge for Residential and Non Residential Properties

| Basis of Charge | Maximum charge per annum for the period 1 July 2003 to 30 June 2004 \$ |
|-----------------------------|--|
| Per kilolitre of water used | 0.73 |

The water usage for fire services is zero. The water usage charge for all water drawn from standpipes is 0.73 cents per kilolitre.

Table 2A: Water Usage Charge for Exempt Properties

| Basis of Charge | Maximum charge per annum for the period 1 July 2003 to 30 June 2004 \$ |
|-----------------------------|--|
| Per kilolitre of water used | 0.73 |

Table 3: Fire Service Charges for Residential and Non Residential Properties

| Basis of Charge Service Connection Meter Size | Maximum charge per annum for the period 1 July 2003 to 30 June 2004 \$ |
|---|--|
| 20mm | 35.74 |
| 25mm | 55.84 |
| 32mm | 91.48 |
| 40mm | 142.94 |
| 50mm | 223.34 |
| 65mm | 377.45 |
| 80mm | 571.76 |
| 100mm | 893.38 |
| 150mm | 2,010.09 |
| 200mm | 3,573.50 |
| >200mm | Half service charge |

Table 3A: Fire Service Meter Fees for Exempt Properties

| Basis of Charge Service Connection Meter Size | Maximum charge per annum for the period 1 July 2003 to 30 June 2004 \$ |
|---|--|
| 20mm | 35.74 |
| 25mm | 55.84 |
| 32mm | 91.48 |
| 40mm | 142.94 |
| 50mm | 223.34 |
| 65mm | 377.45 |
| 80mm | 571.76 |
| 100mm | 893.38 |
| 150mm | 2,010.09 |
| 200mm | 3,573.50 |
| >200mm | Half service charge |

Table 4: Water Service Charge for Vacant Properties

| Basis of Charge | Maximum charge per annum for the period 1 July 2003 to 30 June 2004 \$ |
|--|--|
| Classification of land being vacant property | 71.47 |

2. Sewerage Charges

The 2003/04 Residential Sewerage charge is set out in Table 5 in accordance with the Independent Pricing and Regulatory Tribunal's determination of 14 May 2003. Residential is defined as:

- A single residential dwelling
- Residential dwelling plus one non-strata flat
- Residential strata unit

Table 5: Residential Sewerage Service Charge

| Charge | Maximum charge for the period 1 July 2003 to 30 June 2004 \$ |
|-------------------------|--|
| Sewerage service charge | 347.14 |

Table 6: Non Residential Sewerage Service Charge

| Basis of Charge Service Connection Meter Size | Maximum charge for the period 1 July 2003 to 30 June 2004 \$ |
|---|--|
| 20mm | 259.33 |
| 25mm | 405.21 |
| 32mm | 663.90 |
| 40mm | 1,037.34 |
| 50mm | 1,620.84 |
| 65mm | 2,739.22 |
| 80mm | 4,149.34 |
| 100mm | 6,483.35 |
| 150mm | 14,587.54 |
| 200mm | 25,933.40 |

For meter diameter sizes not specified above, the following formula applies: $(\text{service size})^2 \times 259.33/400$

All properties exempt from service charges be charged a fee in accordance with Section 310 (2) of the Water Management Act 2000 as set out in Table 6A.

Table 6A: Exempt Properties, Sewerage Discharge Fee

| Basis of Charge Service Connection Meter Size | Maximum charge for the period 1 July 2003 to 30 June 2004 \$ |
|---|--|
| 20mm | 259.33 |

| Basis of Charge Service Connection Meter Size | Maximum charge for the period 1 July 2003 to 30 June 2004 \$ |
|--|---|
| 25mm | 405.21 |
| 32mm | 663.90 |
| 40mm | 1,037.34 |
| 50mm | 1,620.84 |
| 65mm | 2,739.22 |
| 80mm | 4,149.34 |
| 100mm | 6,483.35 |
| 150mm | 14,587.54 |
| 200mm | 25,933.40 |
| For meter diameter sizes not specified above, the following formula applies: $(\text{service size})^2 \times 259.33/400$ | |

The price for sewer usage for non residential customers is set out in Table 7 adjusted by a discharge factor.

The discharge factor is applied to the assessed percentage of water purchased from Gosford City Council to determine the volume discharged to the sewer.

The minimum amount payable by a non residential customer is \$259.33.

Table 7: Non Residential Sewerage Usage Charge

| Basis of Charge | Maximum charge for the period 1 July 2003 to 30 June 2004 \$ |
|----------------------|---|
| Usage of the service | 0.73 |

Table 7A: Sewerage Usage Charge for Exempt Properties

| Basis of Charge | Maximum charge for the period 1 July 2003 to 30 June 2004 \$ |
|----------------------|---|
| Usage of the service | 0.73 |

Table 8: Sewerage Service Charge for Vacant Properties

| Basis of Charge | Maximum charge per annum for the period 1 July 2003 to 30 June 2004 \$ |
|---|---|
| Classification of land as a vacant property | 347.14 |

3. Trade Waste Charges

The maximum charge for trade waste discharge of excess quantity and acceptance quality and annual inspection fee is set out in Table 9.

Table 9: Trade Waste Charges for "Acceptable Quality" Discharge

| Basis of Charge | Maximum charge for the period 1 July 2003 to 30 June 2004 \$ |
|------------------------------------|---|
| Per Kilolitre of excess water used | 0.20 |
| Inspection fee | 74.00 |

Where discharge quality fails to comply, "Unacceptable Quality", with Gosford City Council's Trade Waste Policy the maximum charge additional to other charges is \$1.30 per kilolitre for each increment of 1000mg/l of Biochemical Oxygen Demand and/or non-filterable residue as set out in Table 10.

Table 10: Trade Waste Charges for "Unacceptable Quality" Discharge

| Basis of Charging Trade waste discharge | Maximum charge for the period 1 July 2003 to 30 June 2004 \$ |
|--|---|
| Volume (per kilolitre) | 1.30 |
| Biological oxygen demand (per 1,000mg/litre) | 1.30 |
| Non-filterable residue (per 1,000mg/litre) | 1.30 |
| Inspection fee | 74.00 |

4. Drainage Service Charges

The drainage service charges are \$42.00 per rateable property with a \$21.00 rebate for eligible pensioners.

Table 11: Stormwater Drainage Levy for Residential and Non Residential Properties

| Basis of Charge | Maximum charge for the period 1 July 2003 to 30 June 2004 \$ |
|--------------------------|---|
| Drainage Levy (per year) | 42.00 |

[2245]

MID-WESTERN REGIONAL COUNCIL

Roads Act 1993, Section 162

Naming of Public Roads

King Street, Winter Street, Dickson Court, Cook Place, Kellett Drive, Bateman Avenue and Birch Grove

NOTICE is hereby given that in accordance with section 162 of the Roads Act 1993, as amended, Council has named the roads shown hereunder:

| Location | Name |
|--|----------------|
| Road running north off Bellevue Road, Mudgee. | King Street. |
| Road running east west off King Street, Mudgee and Glen Ayr. | Winter Street. |

| Location | Name |
|---|-----------------|
| Road running south off Winter Street, Glen Ayr. | Dickson Court. |
| Road running south off Richards Street, Mudgee. | Cook Place. |
| Road running south off Lions Drive, Mudgee. | Kellett Drive. |
| Road running south off Kellett Avenue, Mudgee. | Bateman Avenue. |
| Road running west off Kellett Avenue, Mudgee. | Birch Grove. |

Mark Loaney, ACTING GENERAL MANAGER, Mid-Western Regional Council, 86 Market Street (PO Box 156), Mudgee NSW 2850. [2246]

PORT MACQUARIE-HASTINGS COUNCIL

Roads Act 1993

Roads (General) Regulation 2000

Part 2, Division 2 – Naming of Roads

NOTICE is hereby given that Port Macquarie-Hastings Council, pursuant to the above Act and Regulation, has named the road as described in the Schedule below. B. SMITH, General Manager, Port Macquarie-Hastings Council, Lord and Burrawan Streets, Port Macquarie NSW 2444.

SCHEDULE

| Description | Name |
|--|--------------|
| Unnamed road situated between and parallel to Lord Street and Norman Street, Laurieton, extending from Tunis Street to the north and Laurie Street to the south and extending south of Laurie Street terminating at the northern boundary of Lot 7048 in DP 1051617. | Norman Lane. |

[2247]

SNOWY RIVER SHIRE COUNCIL

Roads Act 1993, Section 162

Division 2, Part 2 – Roads (General) Regulation 2000

Naming of Public Roads – Reedys Cutting Road

PURSUANT to section 162 of the Roads Act 1993, Snowy River Shire Council hereby renames the western end of Park Road, Jindabyne, between the intersection of the Barry Way and Jindabyne Oval “Reedys Cutting Road”. V. STRAW, General Manager, Snowy River Shire Council, Myack Street, Berridale NSW 2628. [2248]

TWEED SHIRE COUNCIL

Roads Act 1993

Naming of Public Road

NOTICE is hereby given that the Tweed Shire Council, in pursuance of section 162 of the Roads Act 1993, has named the newly created road reserve coming off Cudgera Creek Road, Cudgera Creek as:

Tagget Drive.

Authorised by resolution of the Council on 4th July 2006. GENERAL MANAGER, Tweed Shire Council, Civic Centre, Tumbulgum Road, Murwillumbah NSW 2484. [2249]

ESTATE NOTICES

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of GEORGE ERNEST BEVAN, late of 215A William Street, Yagoona, in the State of New South Wales, retired electrician, who died on 18th April 2006, must send particulars of his claim to the executrix, Vicenta Carmen Sierra Bevan, c.o. Steve Masseos & Co., Solicitors, PO Box A988, Sydney South NSW 1235, 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 6th July 2006, as number 110506/06. STEVE MASSELOS & CO., A Solicitor Corporation, 2nd Floor, 114-120 Castlereagh Street, Sydney NSW 2000 (PO Box A988, Sydney South NSW 1235), (DX 305, Sydney), tel.: (02) 9264 7022. [2250]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ALICE MARY MARGARET ROLPH, late of 6/3 Queens Road, Westmead, in the State of New South Wales, who died on 12th April 2006, must send particulars of his claim to the executors, c.o. John S. Fordham, Solicitor, 12 Station Street, West Ryde NSW 2114, within one (1) calendar month from publication of this notice. After that time the executors may distribute the assets of the estate having regard only to the claims of which at the time of distribution they have notice. Probate was granted in New South Wales on 6th July 2006. JOHN S. FORDHAM, Solicitor, 12 Station Street, West Ryde NSW 2114 (PO Box 107, West Ryde NSW 1685), (DX 27551, West Ryde), tel.: (02) 9858 1533. [2251]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of TERENCE ROBERT CARTWRIGHT, late of Mangerton, in the State of New South Wales, retired chemical engineer, who died on 22nd May 2006, must send particulars of their claim to the executors, Deborah Ann Linton-Frost and Carmel Therese Pemberton, c.o. Truman Hoyle Lawyers, Level 11, 68 Pitt Street, Sydney NSW 2000, within one (1) calendar month from the publication of this notice. After that time the assets of the estate and the property may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executors have notice. Probate was granted in New South Wales on 12th July 2006. TRUMAN HOYLE LAWYERS, Level 11, 68 Pitt Street, Sydney NSW 2000 (DX 263, Sydney), tel.: (02) 9226 9888. Reference: SR5249. [2252]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of JULIA LAUREL BRENNAN, late of Hurlstone Park, in the State of New South Wales, widow, who died on 25th January 2006, must send particulars of their claim to the executors, Stephen Leslie Brennan and Rhondell Julia Brennan (in the will called Rhondel Julia Brennan), c.o. Truman Hoyle Lawyers, Level 11, 68 Pitt Street, Sydney NSW 2000, within one (1) calendar month from the publication of this notice. After that time the

assets of the estate and the property may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executors have notice. Probate was granted in New South Wales on 12th July 2006. TRUMAN HOYLE LAWYERS, Level 11, 68 Pitt Street, Sydney NSW 2000 (DX 263, Sydney), tel.: (02) 9226 9888. Reference: SR5006. [2253]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of PIETRO SANDONA, late of Mount Pritchard, in the State of New South Wales, who died on 3rd March 2006, must send particulars of his/her claim to the executor, c.o. Mercuri & Co., Solicitors, PO Box 719, Drummoyne NSW 1470, 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 they have notice. Probate was granted in New South Wales on 11th July 2006. MERCURI & CO., Solicitors, PO Box 719, Drummoyne NSW 1470 (DX 21014, Drummoyne). [2254]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of FREDERICK ERNEST ARTHUR, late of Cremorne, in the State of New South Wales, who died on 1st May 2006, must send particulars of his claim to the executors, Lynette Glen Donker (in the Will called Lynette Glen Arthur) and John Francis Newnham, c.o. Newnhams, Solicitors, 7/122 Castlereagh Street, Sydney NSW 2000, within one (1) calendar month from publication of this notice. After that time the executors may distribute the assets of the estate having regard only to the claims of which at the time of distribution they have notice. Probate was granted in New South Wales on 6th July 2006. NEWNHAMS, Solicitors, 7/122 Castlereagh Street, Sydney NSW 2000 (DX 665, Sydney), tel.: (02) 9264 7788. Reference: BLM:ME:5722. [2255]

COMPANY NOTICES

NOTICE of voluntary liquidation.—DIAMOND FASHION PTY LTD, ACN 000 207 518 (in liquidation).—Notice is hereby given in accordance with section 491(2) of the Corporations Law that at an extraordinary general meeting of the members of the abovenamed company held on Tuesday, 18th July 2006, the following special resolution was duly passed: “That the company be wound up as a members’ voluntary liquidation and that the assets of the company may be distributed in whole or in part to the members in specie should the liquidator so desire” and Roger Duncan Ellinson be appointed liquidator for the purpose of such winding up. Dated at Sydney, this 18th day of July 2006. R. D. ELLINSON, Liquidator, c.o. Selingers, Chartered Accountants, CitiSite House, Level 11, 155 Castlereagh Street, Sydney NSW 2000 (GPO Box 4951, Sydney NSW 2001), tel.: (02) 9283 2444. [2256]

NOTICE of voluntarily winding up.—JOHN G FLANERY PTY LIMITED (ACN 001 181 862).—Notice is hereby given pursuant to the Corporations Law that at a general meeting of John G Flanery Pty Limited, convened and held at Boorowa Flats, Galong, on 12th July 2006, the following was duly passed as a special resolution in accordance with a recommendation by the Directors: “That the Company be wound up voluntarily and that John G Flanery of Boorowa

Flats, Galong, be appointed liquidator”. Dated 17th July 2006. JOHN G FLANERY, Liquidator, c.o. Dawson & Partners, Chartered Accountants, 92 Cooper Street (PO Box 201), Cootamundra NSW 2590. [2257]

NOTICE of voluntarily winding up.—JK FLANERY & SONS PTY LIMITED (A.C.N. 093 360 368).—Notice is hereby given pursuant to the Corporations Law that at a general meeting of JK Flanery & Sons Pty Limited, convened and held Boorowa Flats, Galong, on 12th July 2006, the following was duly passed as a special resolution in accordance with a recommendation by the Directors: “That the Company be wound up voluntarily and that John G Flanery of Boorowa Flats, Galong, be appointed liquidator”. Dated 17th July 2006. JOHN G FLANERY, Liquidator, c.o. Dawson & Partners, Chartered Accountants, 92 Cooper Street (PO Box 201), Cootamundra NSW 2590. [2258]

NOTICE of voluntarily winding up.—GOBARRALONG PASTORAL CO PTY LIMITED (ACN 000 380 343).—Notice is hereby given pursuant to the Corporations Law that at a general meeting of Gobarralong Pastoral Co Pty Limited, convened and held at Gobarralong, Coolac, on 28th April 2006, the following was duly passed as a special resolution in accordance with a recommendation by the Directors: “That the Company be wound up voluntarily and that Anthony M Crowe and Paul F Crowe of Gobarralong, Coolac, be appointed liquidators”. Dated 28th April 2006. PAUL F CROWE and ANTHONY M CROWE, Liquidators, c.o. Dawson & Partners, Chartered Accountants, 92 Cooper Street (PO Box 201), Cootamundra NSW 2590. [2259]

OTHER NOTICES

NORTHERN SYDNEY
CENTRAL COAST
NSW HEALTH

“GRAYTHWAITE”

TAKE NOTICE that Northern Sydney and Central Coast Area Health Service, with the consent of the Attorney General for New South Wales has applied to the Supreme Court of New South Wales for approval for the sale of the property known as “Graythwaite”, presently the site of the Graythwaite Hospital, between Edward Street and Union Street, North Sydney.

The Graythwaite property was given to the State of New South Wales in perpetuity by its then owner, Thomas Allwright Dibbs, in 1915 for use as a convalescent home for injured soldiers and sailors and, failing that, as a convalescent home for distressed subjects of the British Empire. In that latter role Graythwaite has operated as an aged care facility since 1980.

The State of New South Wales, as trustee of the property, considers that the trust on its terms can no longer be fulfilled and, through the Area Health Service, has made an application to the Supreme Court of New South Wales for approval of a scheme whereby the proceeds of sale can be applied for a purpose as near as possible to the original purpose.

In this respect, the Area Health Service is seeking the approval of the Court for orders that, in the event the Court approves the sale of Graythwaite, the proceeds of sale be

applied, as a continuing charitable trust, for the construction of a purpose built aged care rehabilitation wing at Royal North Shore Hospital.

The application brought by the Area Health Service has been listed for further directions before the Supreme Court on Thursday, 10th August 2006, at 9:30 a.m., in Court 9C, Law Courts Building, Queens Square, Sydney. Anyone claiming an interest in the trust or the proceedings brought by the Area Health Service should contact the solicitor for Northern Sydney and Central Coast Area Health Service at Teece Hodgson & Ward, Solicitors, 1 Chifley Square, Sydney NSW 2000.

Or, otherwise, should appear before the Supreme Court when this matter is listed for directions on 10th August 2006, at 9:30 a.m. Any application for leave to intervene in these proceedings should be lodged with the Court on or before Thursday, 10th August 2006.

STEPHEN CHRISTLEY,
Chief Executive,
Northern Sydney and Central Coast Area Health Service.

[2260]

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