



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

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LEGISLATION

Proclamations



New South Wales

Proclamation

under the

Environmental Planning Legislation Amendment Act 2006
No 123

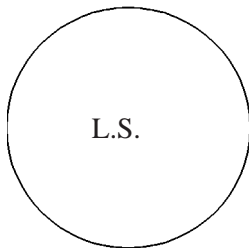
MARIE BASHIR, Governor

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 (2) of the *Environmental Planning Legislation Amendment Act 2006*, do, by this my Proclamation, appoint 12 January 2007 as the day on which Schedule 1 [6]–[8], [10]–[14], [16]–[19], [21]–[22], [24]–[30] and [42]–[43] of that Act commences.

Signed and sealed at Sydney, this 10th day of January 2007.

By Her Excellency's Command,

FRANK SARTOR, M.P.,
Minister for Planning



GOD SAVE THE QUEEN!

Explanatory note

The object of this Proclamation is to commence the uncommenced provisions of the *Environmental Planning Legislation Amendment Act 2006* except for:

- (a) Schedule 1 [9], [15], [20], [23], [31] and [44]–[46], and
- (b) Schedule 3.3 and 3.4.



New South Wales

Proclamation

under the

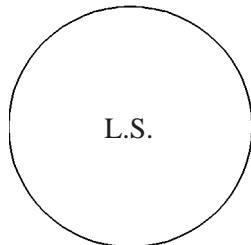
Police Integrity Commission Amendment Act 2006 No 64

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 *Police Integrity Commission Amendment Act 2006*, do, by this my Proclamation, appoint 12 January 2007 as the day on which that Act commences.

Signed and sealed at Sydney, this 20th day of December 2006.

By Her Excellency's Command,



JOHN WATKINS, M.P.,
Minister for Police

GOD SAVE THE QUEEN!



New South Wales

Proclamation

under the

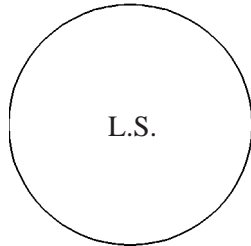
Property, Stock and Business Agents Amendment Act 2006 No 4

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 *Property, Stock and Business Agents Amendment Act 2006*, do, by this my Proclamation, appoint 1 March 2007 as the day on which that Act commences.

Signed and sealed at Sydney, this 10th day of January 2007.

By Her Excellency's Command,



DIANE BEAMER, M.P.,
Minister for Fair Trading

GOD SAVE THE QUEEN!

Regulations



New South Wales

Environmental Planning and Assessment Amendment (Fees) Regulation 2007

under the

Environmental Planning and Assessment Act 1979

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Environmental Planning and Assessment Act 1979*.

FRANK SARTOR, M.P.,
Minister for Planning

Explanatory note

This Regulation prescribes a fee regime in respect of applications for approval under Part 3A of the *Environmental Planning and Assessment Act 1979* to carry out a project or for the concept plan for a project (**Part 3A application**) and in relation to other matters under that Part. Currently, clause 8H of the *Environmental Planning and Assessment Regulation 2000* applies, with certain modifications, the fees and charges payable under Part 15 of that Regulation to Part 3A projects (Part 15 sets out a fee regime in respect of development assessment under Part 4 of the *Environmental Planning and Assessment Act 1979*).

The Regulation makes provision for the following matters:

- (a) the fee payable for a Part 3A application (including provision for the doubling of the fee in the case of a critical infrastructure project),
- (b) the additional application fee for giving public notice of an environmental assessment,
- (c) the additional application fee for planning reform,
- (d) the fee payable for consideration of a request for modification of the Minister's approval for a project or approval of a concept plan (including an additional fee if there is public notice of a request for modification),
- (e) the fee payable for the assessment of any aspect of a project, or a concept plan for a project, by a panel of experts (with any such assessment including the giving of public notice),
- (f) the fee payable for an investigation into a proposed State significant site.

Environmental Planning and Assessment Amendment (Fees) Regulation 2007

Explanatory note

In addition to the new fee regime, this Regulation amends the *Environmental Planning and Assessment Regulation 2000* to exclude certain costs from any estimate or determination of the proposed cost of carrying out development for the purpose of a section 94A development contribution levy.

This Regulation is made under the *Environmental Planning and Assessment Act 1979*, including sections 75Z, 94A, 137 and 157 (the general regulation-making power).

Environmental Planning and Assessment Amendment (Fees) Regulation
2007

Clause 1

Environmental Planning and Assessment Amendment (Fees) Regulation 2007

under the

Environmental Planning and Assessment Act 1979

1 Name of Regulation

This Regulation is the *Environmental Planning and Assessment Amendment (Fees) Regulation 2007*.

2 Amendment of Environmental Planning and Assessment Regulation 2000

The *Environmental Planning and Assessment Regulation 2000* is amended as set out in Schedule 1.

Environmental Planning and Assessment Amendment (Fees) Regulation
2007

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 2)

[1] **Clause 8H**

Omit the clause. Insert instead:

8H Fees

The fees for applications and exercise of functions under Part 3A of the Act are as set out in Part 15 of this Regulation.

[2] **Clause 25J Section 94A levy—determination of proposed cost of development**

Insert after clause 25J (3) (i):

- (j) the costs of enabling access by disabled persons in respect of the development,
- (k) the costs of energy and water efficiency measures associated with the development,
- (l) the cost of any development that is provided as affordable housing,
- (m) the costs of any development that is the adaptive reuse of a heritage item.

[3] **Clause 115 What are the requirements for an application for modification of a development consent?**

Insert “(except where the application for the consent the subject of the modification was made, or could have been made, without the consent of the owner)” after “application” in clause 115 (1) (h).

[4] **Clause 245**

Renumber the clause as clause 245AA. Insert at the end of the clause:

Note. Clause 50 (1) (c) provides that a development application must be accompanied by the fee, not exceeding the fee prescribed by Part 15, determined by the consent authority.

Environmental Planning and Assessment Amendment (Fees) Regulation
2007

Amendments

Schedule 1

[5] Part 15, Division 1A

Insert before Division 1 of Part 15:

Division 1A Fees under Part 3A

245A Definitions

In this Division:

Part 3A application means an application for approval under Part 3A of the Act to carry out a project or for the concept plan for a project.

project means development to which Part 3A of the Act applies.
public notice, of an environmental assessment or other matter, means the publication of a notice of the assessment or other matter in a newspaper circulating throughout the State.

245B Determination of fees payable for Part 3A application

- (1) The fee for a Part 3A application is to be determined by the Director-General and is not to exceed the total maximum fee determined in accordance with the provisions of this Division relating to any such application.
- (2) Separate fees are payable for an application for approval of the concept plan for a project and for an application for approval to carry out that project (including where a single application is made for approval of the concept plan and for approval to carry out a part or aspect of that project).
- (3) If two or more fees are applicable to a single Part 3A application (such as an application relating to the subdivision of land and the erection of a building on one or more lots created by the subdivision), the maximum fee payable is the sum of those fees.
- (4) The total maximum fee payable for a Part 3A application for approval for part only of a project, and for any subsequent Part 3A applications for approval for any remaining part of the project, is the maximum fee that would otherwise be payable if only a single application for approval for the project was made.
- (5) A maximum fee of \$750 is payable for a Part 3A application for which no other fee is provided under this Division.

245C Payment of fees for Part 3A applications

- (1) The fee payable under this Division for a Part 3A application is payable by the applicant within 14 days after the Director-General makes the environmental assessment in relation

Environmental Planning and Assessment Amendment (Fees) Regulation
2007

Schedule 1 Amendments

to the application publicly available under section 75H (3) or 75N of the Act and notifies the applicant of the amount of the fee.

Note. For critical infrastructure projects—see also clause 245H (2).

- (2) The Minister may refuse to consider a Part 3A application if the fee payable for the application remains unpaid.

245D Maximum fee for application involving erection of building, carrying out of work or demolition (other than for marinas or extractive industries)

- (1) The maximum fee for a Part 3A application in respect of a project involving the erection of a building, the carrying out of a work or the demolition of a work or a building, and having an estimated cost within the range specified in the Table to this clause is calculated in accordance with that Table.
- (2) The fees determined under this clause do not apply to development for which a fee is payable under clause 245E or 245F.

Table

Estimated cost	Maximum fee payable
Up to \$5,000	\$750
\$5,001–\$50,000	\$750, plus an additional \$23.33 for each \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$5,000.
\$50,001–\$100,000	\$1,800, plus an additional \$70.00 for each \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$50,000.
\$100,001–\$200,000	\$5,300, plus an additional \$4.50 for each \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$100,000.
\$200,001–\$500,000	\$5,750, plus an additional \$5.83 for each \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$200,000.
\$500,001–\$1,000,000	\$7,500, plus an additional \$5.00 for each \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$500,000.

Environmental Planning and Assessment Amendment (Fees) Regulation
2007

Amendments

Schedule 1

Estimated cost	Maximum fee payable
\$1,000,001–\$2,000,000	\$10,000, plus an additional \$1.00 for each \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$1,000,000.
\$2,000,001–\$3,000,000	\$11,000, plus an additional \$0.50 for each \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$2,000,000.
\$3,000,001–\$4,000,000	\$11,500, plus an additional \$0.70 for each \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$3,000,000.
\$4,000,001–\$5,000,000	\$12,200, plus an additional \$0.80 for each \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$4,000,000.
\$5,000,001–\$8,000,000	\$13,000, plus an additional \$1.00 for each \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$5,000,000.
\$8,000,001–\$9,000,000	\$16,000, plus an additional \$1.50 for each \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$8,000,000.
\$9,000,001–\$10,000,000	\$17,500, plus an additional \$2.50 for each \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$9,000,000.
\$10,000,001–\$50,000,000	\$20,000, plus an additional \$1.00 for each \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$10,000,000.
\$50,000,001–\$100,000,000	\$60,000, plus an additional \$0.60 for each \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$50,000,000.
\$100,000,001–\$200,000,000	\$90,000, plus an additional \$0.50 for each \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$100,000,000.

Environmental Planning and Assessment Amendment (Fees) Regulation
2007

Schedule 1 Amendments

Estimated cost	Maximum fee payable
\$200,000,001–\$300,000,000	\$140,000, plus an additional \$0.35 for each \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$200,000,000.
\$300,000,001–\$400,000,000	\$175,000, plus an additional \$0.81 for each \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$300,000,000.
More than \$400,000,000	\$256,000, plus an additional \$0.64 for each \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$400,000,000.

245E Maximum fee for application involving erection of building or the carrying out of work for marina

- (1) The maximum fee payable for a Part 3A application in respect of a project involving the erection of a building or the carrying out of work for the purposes of a marina is \$5,000, plus \$500 for each vessel that can be moored, berthed or stored at fixed or floating berths, at freestanding moorings, alongside jetties or pontoons, within dry storage stacks or on cradles in hardstand areas.
- (2) In the case of a project involving the extension of an existing marina, the number of vessels referred to in subclause (1) is to be calculated on the basis of the additional number of vessels that can be moored, berthed or stored as a result of the extension of the marina.
- (3) In this clause, a *vessel* does not include a dinghy or other small craft.

245F Maximum fee for application involving extractive industry

- (1) The maximum fee payable for a Part 3A application in respect of a project involving extractive industry (not being mining) is the sum of the following:
 - (a) \$5,000 plus \$0.05 for each tonne of material that is to be extracted annually,
 - (b) if the project involves the erection of a building—the maximum fee calculated in accordance with clause 245D in relation to the erection of a building.

Environmental Planning and Assessment Amendment (Fees) Regulation
2007

Amendments

Schedule 1

-
- (2) For the purposes of subclause (1), the Director-General is to determine the weight of material that is to be extracted annually by reference to a genuine estimate of the average annual weight of material intended to be extracted.

245G Maximum fee for application involving subdivision of land

- (1) The maximum fee payable for a Part 3A application in respect of a project involving the subdivision of land is as follows:
- (a) subdivision (other than minor subdivision and strata subdivision)—\$5,000 plus \$300 for each hectare (or part of a hectare) of the land being subdivided, up to a maximum of \$30,000,
 - (b) minor subdivision—\$750,
 - (c) strata subdivision—\$750.
- (2) In this clause, *minor subdivision* means subdivision for the purpose only of any one or more of the following:
- (a) widening a public road,
 - (b) making an adjustment to a boundary between lots, being an adjustment that does not involve the creation of a greater number of lots,
 - (c) a minor realignment of boundaries that does not create additional lots or the opportunity for additional dwellings,
 - (d) a consolidation of lots that does not create additional lots or the opportunity for additional dwellings,
 - (e) rectifying an encroachment on a lot,
 - (f) creating a public reserve,
 - (g) excising from a lot land that is, or is intended to be, used for public purposes, including drainage purposes, rural fire brigade or other emergency service purposes or public conveniences.

245H Maximum fee for applications relating to critical infrastructure projects

- (1) The maximum fee payable for a Part 3A application in respect of a critical infrastructure project is twice the maximum fee otherwise payable under clauses 245D–245G for a project.

Environmental Planning and Assessment Amendment (Fees) Regulation
2007

Schedule 1 Amendments

- (2) If a project is declared to be a critical infrastructure project after the fee for the Part 3A application is paid or due for payment, the balance of the fee is payable within 14 days after the Director-General notifies the applicant of the amount of the balance of the fee.

245I Additional application fee for making environmental assessment publicly available

In addition to any other fees payable under this Division, the maximum fee payable for a Part 3A application includes a maximum fee of \$2,500 for giving public notice of the environmental assessment in relation to the application under section 75H (3) or 75N of the Act.

245J Additional application fee for planning reform

In addition to any other fees payable under this Division, the maximum fee payable for a Part 3A application (other than an application for approval of a concept plan) includes a maximum fee for planning reform calculated as follows (but only if the estimated cost of the project exceeds \$50,000):

$$P = \frac{0.64 \times E}{1,000} - 5$$

where:

P represents the amount payable, expressed in dollars rounded down to the nearest dollar.

E represents the estimated cost of the project, expressed in dollars rounded up to the nearest thousand dollars.

245K Fee for request for modification of a Minister's approval to carry out a project or approval of a concept plan

- (1) The fee payable for consideration of a request for modification of the Minister's approval for a project or approval of a concept plan under section 75W of the Act is to be determined by the Director-General in accordance with this clause.
- (2) The maximum fee for a request for modification that the Director-General considers will involve a minor environmental assessment is \$750.
- (3) The maximum fee in any other case is:
- (a) 50% of the fee paid for the Part 3A application in respect of the approval for the project or concept plan that is proposed to be modified, or

Environmental Planning and Assessment Amendment (Fees) Regulation
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Schedule 1

(b) \$2,000,
whichever is the greater.

- (4) If there is public notice of a request for modification, an additional fee of \$2,500 is payable.
- (5) The fee payable under this clause is payable by the person making the request and must be paid within 14 days after the Director-General notifies that person of the amount of the fee.
- (6) The Minister may refuse to consider any such request if the fee remains unpaid.

245L Fee for assessment of a project by a panel of experts

- (1) The fee payable for the assessment of any aspect of a project, or a concept plan for a project, by a panel of experts constituted under section 75G (1) (a) of the Act is to be determined by the Director-General in accordance with this clause. Any such assessment includes the giving of public notice in connection with a public hearing or request for public submissions.
- (2) The fee is \$50,000, plus an additional amount (being the estimated costs of constituting the panel) of not more than \$50,000.
- (3) A fee is not payable under this clause if the Director-General determines that a fee is not appropriate in the circumstances of the case.
- (4) The fee payable under this clause is payable by the relevant Part 3A applicant and must be paid within 14 days after the panel is constituted and the Director-General notifies the applicant of the amount of the fee.

245M Fee for investigation of potential State significant site

- (1) In this clause, *State significant site investigation* means an investigation initiated by the Minister under clause 8 of the *State Environmental Planning Policy (Major Projects) 2005* into a proposed State significant site.
- (2) The fee payable for a State significant site investigation requested by a person who has or proposes to acquire an interest in all or any part of the proposed site is \$20,000 plus an additional fee of \$1,000 for each hectare (or part of a hectare) of the area of the proposed site.
- (3) The additional fee is not payable if the investigation is carried out in conjunction with the assessment of an application for approval of a concept plan under Part 3A in relation to the site.

Environmental Planning and Assessment Amendment (Fees) Regulation
2007Schedule 1 Amendments

- (4) The fee is payable by the person requesting the investigation within 14 days after the Director-General notifies the person of the fee payable.

245N Meaning of “estimated cost” for determining fee under this Division

- (1) In determining the fee in relation to a project involving the erection of a building, the Director-General must make his or her determination by reference to a genuine estimate of the capital investment value of the project.
- (2) In determining the fee in relation to a project involving the carrying out of a work, the Director-General must make his or her determination by reference to a genuine estimate of the construction costs of the work.
- (3) In determining the fee in relation to a project involving the demolition of a building or work, the Director-General must make his or her determination by reference to a genuine estimate of the costs of demolition.
- (4) In determining the fee in relation to a concept plan for a project, the Director-General may make any necessary assumptions about the detail of the future project that is the subject of the concept plan.
- (5) For the purposes of this clause, the *capital investment value* of a project includes all costs necessary to establish and operate the project, including the design and construction of buildings, structures, associated infrastructure and fixed or mobile plant and equipment (but excluding land costs and GST).



New South Wales

Liquor Amendment (Sunday Trading) Regulation (No 3) 2006

under the

Liquor Act 1982

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Liquor Act 1982*.

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

Explanatory note

The object of this Regulation is to prescribe additional Sunday dates coinciding with various international cricket matches as dates on which hotels can stay open until midnight.

This Regulation is made under the *Liquor Act 1982*, including section 24B (Hotel trading hours on Sundays when special events are held).

Clause 1 Liquor Amendment (Sunday Trading) Regulation (No 3) 2006

Liquor Amendment (Sunday Trading) Regulation (No 3) 2006

under the

Liquor Act 1982

1 Name of Regulation

This Regulation is the *Liquor Amendment (Sunday Trading) Regulation (No 3) 2006*.

2 Amendment of Liquor Regulation 1996

The *Liquor Regulation 1996* is amended by inserting the following dates at the end of clause 83A:

21 January 2007
28 January 2007
4 February 2007
11 February 2007



New South Wales

Property, Stock and Business Agents Amendment (Auctions) Regulation 2007

under the

Property, Stock and Business Agents Act 2002

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

DIANE BEAMER, M.P.,
Minister for Fair Trading

Explanatory note

The object of this Regulation is to amend the *Property, Stock and Business Agents Regulation 2003* as a consequence of amendments made to the *Property, Stock and Business Agents Act 2002* by the *Property, Stock and Business Agents Amendment Act 2006*. The amendments to the Regulation aim to:

- (a) further regulate the bidding process at auctions for the sale of residential property or rural land by limiting the number of bids that may be made on behalf of the seller and prescribing the manner in which such bids must be made, and
- (b) ensure transparency in the bidding process by requiring that the auctioneer announce any bid made on behalf of the seller, and
- (c) prescribe the manner in which co-owners, executors and administrators may make multiple bids as sellers at an auction to purchase the interest of another co-owner.

This Regulation is made under the *Property, Stock and Business Agents Act 2002*, including sections 66 (4), 68, 77 and 230 (the general regulation-making power).

Clause 1 Property, Stock and Business Agents Amendment (Auctions) Regulation
 2007

Property, Stock and Business Agents Amendment (Auctions) Regulation 2007

under the

Property, Stock and Business Agents Act 2002

1 Name of Regulation

This Regulation is the *Property, Stock and Business Agents Amendment (Auctions) Regulation 2007*.

2 Commencement

This Regulation commences on 1 March 2007.

3 Amendment of Property, Stock and Business Agents Regulation 2003

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

Property, Stock and Business Agents Amendment (Auctions) Regulation
2007

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 3)

[1] Clause 14

Omit the clause. Insert instead:

14 Definitions

In this Part:

property means residential property or rural land.

Note. The terms *residential property* and *rural land* are defined in section 3 of the Act.

vendor bid means a bid made by or on behalf of the seller.

[2] Clause 15 Making the Bidders Record

Insert “, and the vendor bid (if any),” after “highest bid accepted” in clause 15 (1) (h).

[3] Clause 18 Conditions of sale by auction

Omit clause 18 (2) (b) and (c). Insert instead:

- (b) Subject to subclause (2A), the auctioneer may make only one vendor bid at an auction for the sale of residential property or rural land and no other vendor bid may be made by the auctioneer or any other person.
- (c) Immediately before making a vendor bid the auctioneer must announce that the bid is made on behalf of the seller or announce “vendor bid”.

[4] Clause 18 (2A)

Insert after clause 18 (2):

- (2A) The following conditions, in addition to those prescribed by subclauses (1) and (2), are prescribed as applicable to and in respect of the sale by auction of co-owned residential property or rural land or the sale of such land by a seller as executor or administrator:
 - (a) More than one vendor bid may be made to purchase the interest of a co-owner.
 - (b) A bid by or on behalf of an executor or administrator may be made to purchase in that capacity.

Property, Stock and Business Agents Amendment (Auctions) Regulation
2007

Schedule 1 Amendments

- (c) Before the commencement of the auction, the auctioneer must announce that bids to purchase the interest of another co-owner or to purchase as executor or administrator may be made by or on behalf of the seller.
- (d) Before the commencement of the auction, the auctioneer must announce the bidder registration number of any co-owner, executor or administrator or any person registered to bid on behalf of any co-owner, executor or administrator.

[5] Clause 20 Warnings about bidders' obligations

Insert after clause 20 (2):

- (2A) The notice required to be given by section 66 (4) of the Act is to be in the following form:

Penalty for dummy bidding

It is an offence against the *Property, Stock and Business Agents Act 2002* for a person to do any of the following:

- (a) make a bid as the seller,
- (b) make a bid on behalf of the seller (unless the person is the auctioneer),
- (c) procure another person to make a bid on behalf of the seller.

Any bid made with the dominant purpose of benefiting the seller constitutes a bid made on behalf of the seller.

A bid may be found to be a bid made on behalf of the seller even though the seller did not:

- (a) request the bid, or
- (b) have any knowledge of the bid.

Severe penalties may be imposed on persons convicted of dummy bidding.

OFFICIAL NOTICES

Appointments

COAL MINE HEALTH AND SAFETY ACT 2002

Instrument of Appointment

PURSUANT to section 145 of the Coal Mine Health and Safety Act 2002 (the Act), the Minister for Mineral Resources hereby appoints –

- (a) Robert William Regan as the Chief Inspector;
- (b) the persons whose names are listed in Schedule 1 as inspectors;
- (c) the persons whose names are listed in Schedule 2 as mine safety officers; and
- (d) the persons whose names are listed in Schedule 3 as investigators.

This instrument takes effect on commencement of section 145 of the Act.

Dated this 22nd day of December 2006.

ALAN COUTTS,
Deputy Director-General,
NSW Department of Primary Industries
– Mineral Resources
(By subdelegation under section 214 (2) of the Act)

SCHEDULE 1

BARRACLOUGH William
HEALEY Paul Thomas
ANDERSON Ian Charles
BENTHAM Steven Alfred
COWAN Graham William
FISHER Mark Stephen
HAMSON Paul Vincent Carey
JERVIS Gordon David
KENNEDY Robert Alexander
KOPPE Wouter Johan
LEGGETT Raymond William
MACDONALD Glyn Ranald
MAGINNIS Stanley Ferguson
MACPHERSON David Joseph
MORGAN Edward Walker
NICHOLS David Johnstone
SUNOL Peter Alsina
WAUDBY John Francis

SCHEDULE 2

BATH Steven James
DE GRUCHY Paul Warren
DRAIN Paul William
JOHNSTON Graham William
MARTIN Timothy Daniel
SCULLY Paul Gregory
WILLOUGHBY Matthew Lees

SCHEDULE 3

FLOWERS Timothy James
FREEMAN Mark William
MILLINGTON Steven James
PIGGOTT Alwyn
RAFTERY Paul
SMITH Antony

EXPLOSIVES ACT 2003

Appointment of inspectors in relation to mines

I, A COUTTS, Acting Director-General of the NSW Department of Primary Industries ('the Department'), being the regulatory authority for mines under section 4 of the Explosives Act 2003 ('the Act') for certain purposes including the appointment of inspectors under the Act in relation to mines, pursuant to the fifth section 25 of the Act:

- (a) revoke all previous appointments of inspectors under the Act in relation to mines; and
- (b) appoint as an inspector under the Act in relation to mines each of the persons (who are members of the staff of the Department) named in the Schedule below.

Dated this 29th day of December 2006.

A. COUTTS,
Acting Director-General,
NSW Department of Primary Industries,
Regulatory authority for mines

SCHEDULE

ANDERSON, Ian Charles
BARNES, Mathew Robert
BARRACLOUGH, William
BATH, Steven James
CHILMAN, Keith Herbert
COWAN, Graham William
CRAM, David Alan
DILLON, Ronald Francis
FISHER, Mark Stephen
FLOWERS, Timothy James
FREEMAN, Mark William
HAMSON, Paul Vincent Carey
HEALEY, Paul Thomas
HOWELL, David Hampton
IVANOVIC, Dobrosav
JAY, Robert Alan
KELLY, Noel Lloyd
LEGGETT, Raymond William
LEONTE, Mihai
MACDONALD, Glyn Ranald
MACPHERSON, David Joseph
MARTIN, Timothy Daniel
McDOUALL, Rawdon Angus
McMAHON, James Edward
MILLINGTON, Steven James
MORGAN, Edward Walker
MOSS, John Lorden
NEWHEY, Paul Geoffrey
NICHOLS, David Johnstone
NORCOTT, John Humphrey
PIGGOTT, Alwyn
RAFTERY, Paul
REGAN, Robert William
SCHOFIELD, Warwick Hutton
SKEEN, Michael Robert
SMITH, Douglas

STEPHENS, Lewis Mark
TOWN, Janet
TSALLOS, John
WELSH, Greg

FERTILISERS ACT 1985

Appointment of Inspector

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 23 (2) of the Fertilisers Act 1985 (“the Act”) appoint Melanie Gai SCANES as an inspector under the Act.

Dated this 2nd day of January 2007.

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

PLANT DISEASES ACT 1924

Appointment of Inspector

I, B. D. BUFFIER, Director-General of NSW Department of Primary Industries, pursuant to section 11 (1) of the Plant Diseases Act 1924 (‘the Act’), appoint Melanie Gai SCANES as an inspector under the Act.

Dated this 14th day of December 2006.

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

STOCK DISEASES ACT 1923

Appointment of Inspector

I, ALAN COUTTS, Acting Director-General of NSW Department of Primary Industries, pursuant to section 6 (1) of the Stock Diseases Act 1923 (‘the Act’), appoint Paul Francis O’CONNOR as an inspector under the Act.

Dated this 8th day of January 2007.

ALAN COUTTS,
Acting Director-General,
NSW Department of Primary Industries

STOCK DISEASES ACT 1923

Appointment of Inspector

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 Melanie Gai SCANES as an inspector under the Act.

Dated this 14th day of December 2006.

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

STOCK FOODS ACT 1940

Authorisation of Inspector

I, B. D. BUFFIER, Director-General of NSW Department of Primary Industries, pursuant to section 20 (1) (a) of the Stock Foods Act 1940 (‘the Act’), appoint Melanie Gai SCANES as an inspector under the Act.

Dated this 14th day of December 2006.

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

Department of Lands

GOULBURN OFFICE

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

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

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

*Parish – Nattery; County – Argyle
Land District – Goulburn
Shire – Goulburn Mulwaree Council*

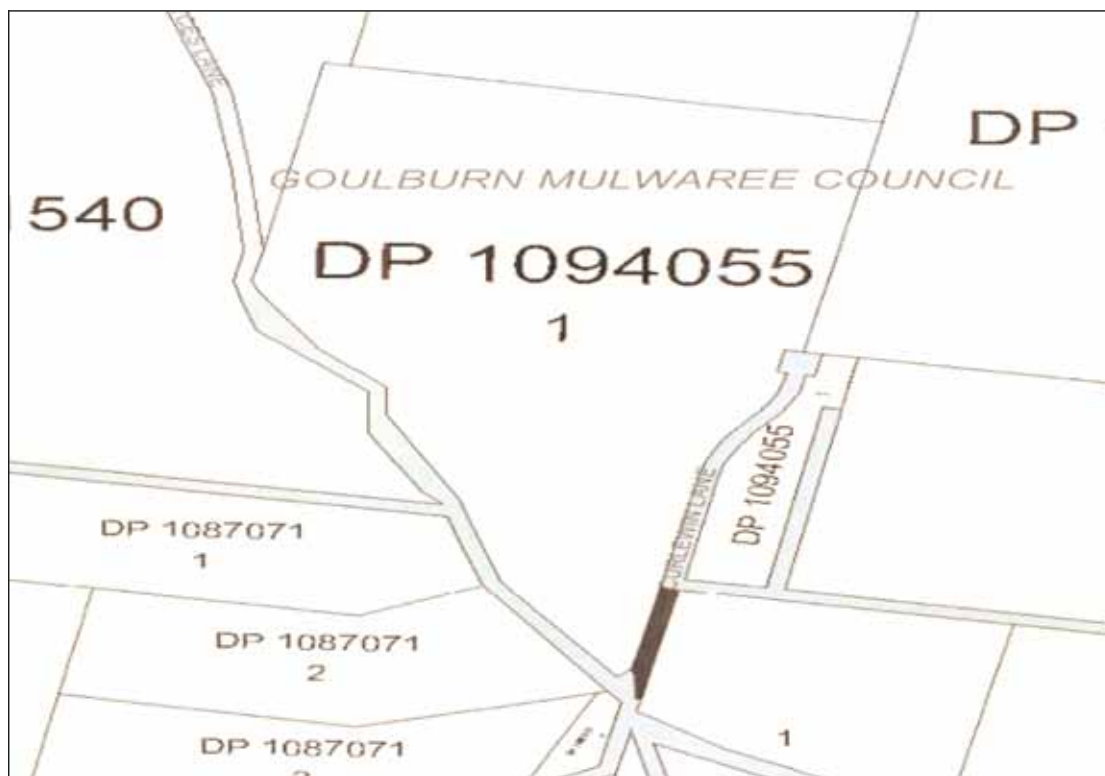
Description: Crown road part east of Lot 1, DP 1094055 shown black on diagram below.

SCHEDULE 2

Roads Authority: Goulburn Mulwaree Council.

(Council's Ref: 2003/0518/DA)

Reference: GB06 H 598



MAITLAND OFFICE**Corner Newcastle Road and Banks Street (PO Box 6), East Maitland NSW 2323****Phone: (02) 4937 9300 Fax: (02) 4934 2252****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: Newcastle
Local Government Area:
Newcastle City Council
Locality: Broadmeadow
Lot 383, DP 755247,
Parish Newcastle,
County Northumberland
Lot 384, DP 755247,
Parish Newcastle,
County Northumberland
Lot 3187, DP 43399,
Parish Newcastle,
County Northumberland
Lot 3287, DP 1049501,
Parish Newcastle,
County Northumberland
Lot 7025, DP 1070095,
Parish Newcastle,
County Northumberland
Area: About 1.617ha
File Reference: MD80 H 1249/2

COLUMN 2

Reserve No. 1012988
Public purpose: Public
recreation

Notes: The effected part of R68749 for Public Recreation is automatically revoked by this notice

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

Newcastle Basketball
Reserve Trust

COLUMN 2

Reserve No. 1012988
Public purpose: Public
recreation
Notified: This day
File Reference:
MD80 H 1249/2

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 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

Lands
Administration
Ministerial
Corporation

COLUMN 2

Newcastle
Basketball
Reserve Trust

COLUMN 3

Reserve No. 1012988
Public purpose:
Public recreation
Notified: This day
File Reference:
MD80 H 1249/2

NOWRA OFFICE**5 O'Keefe Avenue (PO Box 309), Nowra NSW 2541****Phone: (02) 4428 6900 Fax: (02) 4428 6988****ROADS ACT 1993**

Order

Transfer of a Crown Road to a Council

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

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

Description

*Land District – Moruya; Council – Eurobodalla Shire
Town – Mogo; Parish – Goba; County – St Vincent*

SCHEDULE 1

The Crown public roads adjoining the southern boundaries of Allotments 4, 2 and 1, Section 17, DP 758688 and adjoining the western boundary of Lot 56, DP 755938. Crown Reference: NA04 H 102.

SCHEDULE 2

Roads Authority: Eurobodalla. Shire Council – Ref 02.6068D.

ROADS ACT 1993

Order

Transfer of a Crown Road to a Council

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

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

Description

*Land District – Bega; Council – Bega Valley Shire
Parish – Yowaka; County – Auckland*

SCHEDULE 1

The Crown public road adjoining the western boundary of Lot 3, DP 1067054. Crown Reference: NA05 H 168.

SCHEDULE 2

Roads Authority: Bega Valley Shire Council – Ref DA02.0010.

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 reserved as specified opposite thereto in Column 2 of the Schedule.

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

SCHEDULE**COLUMN 1**

Land District: Nowra
Local Government Area:
Shoalhaven
Parishes: Ulladulla,
Woodburn, Termeil
and Kioloa.
County: St Vincent
Locality: Crown lands
shown on the plan held by
the Department of Lands.

Area: About 10160 hectares.
File No: NA06 R 17.

Note: Existing reservations under the Crown Lands Act are not revoked.

COLUMN 2

Reserve No.: 1011528
for the public purpose
of access and public
requirements, tourism
purposes and environmental
and heritage conservation
Notified 9 June 2006.

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: Nowra
Local Government Area:
Shoalhaven City Council
Locality: Ulladulla
Lot Pt 2, Sec. *, DP 859363,
Parish Ulladulla,
County St Vincent
Area: 10.85ha
File Reference: NA07 R 1
Notes:
by Lot 1, DP 1036866.

COLUMN 2

Reserve No. 96540
Public purpose: Public
recreation
Notified: 31 December 1982
Lot 7011, Sec. *,
DP 1030676,
Parish Ulladulla,
County St Vincent
New Area: 22.85ha
Being the part not excised

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

NOTIFICATION OF CLOSING OF ROADS

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

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

Descriptions

Land District – Picton; LGA – Wollondilly Shire Council

Lot 1, DP 1101887 at Tahmoor, Parish Couridjah, County Camden. MN03 H 113

Notes: (1) On closing, title for the land in lot 1 remains vested in Wollondilly Shire Council as operational land.

(2) The road is closed subject to the easement for underground cables 1 wide and the easement for right of access 3.5 wide as shown in DP 1101887.

Descriptions

Land District – Penrith; LGA – Blacktown City Council

Lot 1, DP 1105711 at Lethbridge Park, Parish Rooty Hill (Sheet 2), County Cumberland. MN04 H 298

Notes: (1) On closing, title for the land in lot 1 remains vested in Blacktown City Council as operational land.

(2) The road is closed subject to the easement for Gas main 3.66 wide as shown in DP 1105711.

TAREE OFFICE

98 Victoria Street (PO Box 440), Taree NSW 2430
Phone: (02) 6591 3500 Fax: (02) 6552 2816

**DRAFT ASSESSMENT OF LAND UNDER PART 3
 OF THE CROWN LANDS ACT 1989 AND
 CROWN LANDS REGULATION 2006**

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

Inspection of this draft assessment can be made at the Department of Lands, 98 Victoria Street, Taree and at the Offices of Port Macquarie Hastings Council during normal business hours and on the Lands Department website at www.lands.nsw.gov.au>land management.

Representations are invited from the public on the draft assessment. These may be made in writing for a period commencing from 12 January 2007 to 9 February 2007 and should be sent to the Manager, Mid North Coast, Department of Lands, PO Box 440, Taree NSW 2430. Telephone enquiries should be directed to the Taree office on (02) 6591 3500.

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

Description: Approximately 18.60 hectares of Crown land on either side of Wallis Road Ellenborough, 34km west of Wauchope along the Oxley Highway. Parish of Ellenborough, County of Macquarie.

Reason: To determine appropriate future land use and management options of the Crown land. Contact Officer: Mr Glenn Barrett (File No. TE03 H 240)

**DRAFT ASSESSMENT OF LAND UNDER PART 3
 OF THE CROWN LANDS ACT 1989 AND
 CROWN LANDS REGULATION 2006**

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

Inspection of this draft assessment can be made at the Department of Lands, 98 Victoria Street, Taree and at the Offices of Port Macquarie Hastings Council during normal business hours and on the Lands Department website at www.lands.nsw.gov.au>land management.

Representations are invited from the public on the draft assessment. These may be made in writing for a period commencing from 12 January 2007 to 9 February 2007 and should be sent to the Manager, Mid North Coast, Department of Lands, PO Box 440, Taree NSW 2430. Telephone enquiries should be directed to the Taree office on (02) 6591 3500.

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

Description: Approximately 6.1 hectares of Crown land fronting the Oxley Highway, Ellenborough (being Lot 7004, DP 1001220), 34km west of Wauchope. Parish of Ellenborough, County of Macquarie.

Reason: To determine appropriate future land use and management options of the Crown land. Contact Officer: Mr Glenn Barrett (File No. TE88 H 323)

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 reserve specified opposite thereto in Column 2 of the Schedule.

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

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Land District: Kempsey	Reserve No.: 1011448
Local Government Area: Kempsey Shire Council	Public purpose: Future public requirements
Parish: Coorobongatti	Notified: 31 March 2006
County: Dudley	
Locality: Smithtown	
Lot 7011, DP 752412*	
Area: 1900m ²	
File: TE06 R 10	
Note: The above Lot number marked * is for Departmental use only.	

**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

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Rupert MILNE-HOME	Yarrahapinni Wetlands Reserve Trust	Reserve No.: 210109 Public purpose: Environmental protection Notified: 13 September 1996 File: TE96 R 15

For a term commencing
25 January 2007 and
expiring 24 July 2007.

**REVOCATION OF RESERVATION OF
CROWN LAND**

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

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

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Land District: Taree	Reserve No.: 86753
Local Government Area: Greater Taree City Council	Public purpose: Future public requirements
Locality: Belbora	Notified: 31 May 1968
Reserve No: 86753	The whole being Lot 7001, DP1000942
Public purpose: Future public requirements	Parish: Belbora
Notified 31 May 1968	County: Gloucester
File: TE00 R 3	of an area of 3339m ²

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

GRANTING OF A WESTERN LANDS LEASE

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

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

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

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

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

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

IAN MACDONALD, MLC,
Minister for Natural Resources

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

WLL No.	Name of Lessee	Lot	Deposited Plan No.	Folio identifier	Area	Term of Lease	
						From	To
WLL14568	Freda THOMPSON	136	1073508	136/1073508	2490m ²	5 January 2007	4 January 2027
WLL14648	Andrew MOLNAR	28	1057617	28/1057617	2513m ²	5 January 2007	4 January 2027
WLL14767	Russell Morris CHAPMAN	348	1076808	348/1076808	2080m ²	5 January 2007	4 January 2027
WLL14764	Robert John SKINNER and Carol Beryl Alice SKINNER as Joint Tenants	261	1076808	261/1076808	2828m ²	5 January 2007	4 January 2027
WLL14641	Trevor Papera SCHOFIELD	82	1066289	82/1066289	2501m ²	5 January 2007	4 January 2027
WLL14807	Paul William BISHOP	432	1076808	432/1076808	2524m ²	5 January 2007	4 January 2027

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: Walgett North
 Local Government Area: Walgett Shire Council
 Finch
 Locality: Lightning Ridge
 Part Reserve No. 84117
 Public purpose: Public recreation and racecourse
 Notified: 21 December 1962
 File Reference: WL86 R 264/3

Column 2

The whole of
 Lot 74, DP 725380, Parish Wallangulla, County
 of an area of 2.279ha

Notes: Western Lands Lease 14008 has been created over that part of the reserve.

Department of Natural Resources

WATER ACT 1912

Notice Under Section 22B – Pumping Restrictions

Cooks Vale Creek and its Tributaries

THE Water Administration Ministerial Corporation, pursuant to section 22B of the Water Act 1912, being satisfied that the quantity of water available in Cooks Vale Creek and its tributaries is insufficient to meet all requirements with respect of taking water from the creek, hereby gives notice to all holders of permits and licences under Part 2 of the Water Act that from midnight, 12 January 2007 and until further notice, the right to extract water for irrigation purposes is suspended.

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

- (a) where the offence was committed by a Corporation – \$22,000, or in the case of a continuing offence to a further penalty not exceeding \$2,200 per day.
- (b) where the offence was committed by any other person – \$11,000, or in the case of a continuing offence to a further penalty not exceeding \$1,100 per day.

Dated this 12th day of January 2007.

VIV RUSSELL,
Licensing Manager, Forbes,
Licensing Branch

Department of Planning



New South Wales

Hastings Local Environmental Plan 2001 (Amendment No 42)

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*. (GRA6323420/PC; 32.2004.0014.01)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Hastings Local Environmental Plan 2001 (Amendment No 42)

Hastings Local Environmental Plan 2001 (Amendment No 42)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Hastings Local Environmental Plan 2001 (Amendment No 42)*.

2 Aims of plan

This plan aims to rezone the land to which this plan applies from Zone 1 (a1) Rural to partly Zone 1 (r1) Rural Residential, partly Zone 6 (a) Open Space and partly Zone 7 (h) Environment Protection—Habitat under *Hastings Local Environmental Plan 2001*.

3 Land to which plan applies

This plan applies to Lots 1–13, 15–66, 68, 70–72, 74–80, 83–88, DP 791199, Lots 90–95, DP 805549, Lot 51, DP 775871 and Lot 5, DP 785611, Le Clos Verdun Estate, Sancrox, as shown distinctively coloured, edged heavy black and lettered “1 (r1)”, “6 (a)” or “7 (h)” on the map marked “Hastings Local Environmental Plan 2001 (Amendment No 42)” deposited in the office of Port Macquarie-Hastings Council.

4 Amendment of Hastings Local Environmental Plan 2001

Hastings Local Environmental Plan 2001 is amended by inserting in appropriate order in Part 2 of Schedule 6 the following words:

Hastings Local Environmental Plan 2001 (Amendment No 42)



New South Wales

Willoughby Local Environmental Plan 1995 (Amendment No 65)

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*. (SRE0000206/PC)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Willoughby Local Environmental Plan 1995 (Amendment No 65)

Willoughby Local Environmental Plan 1995 (Amendment No 65)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Willoughby Local Environmental Plan 1995 (Amendment No 65)*.

2 Aims of plan

The aims of this plan are:

- (a) to rezone land (including reclassification of land currently in the 6 (a) Open Space "A" (Existing Recreation) zone) known as the Civic Place site in the Chatswood Town Centre to enable cultural, community, performing arts, open space and commercial development to occur, and
- (b) to rezone other land in the Chatswood Town Centre that will support the Civic Place outcomes and fix development standards having regard to the location of that land and any adjoining residential land on the periphery of the Centre.

3 Land to which plan applies

This plan applies to land within the Chatswood Town Centre, as shown edged heavy black on sheets 1 and 2 of the map marked "Willoughby Local Environmental Plan 1995 (Amendment No 65)".

4 Amendment of Willoughby Local Environmental Plan 1995

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

5 Amendment of Sydney Regional Environmental Plan No 5—(Chatswood Town Centre)

Sydney Regional Environmental Plan No 5—(Chatswood Town Centre) is amended as set out in Schedule 2.

Willoughby Local Environmental Plan 1995 (Amendment No 65)

Amendment of Willoughby Local Environmental Plan 1995

Schedule 1

**Schedule 1 Amendment of Willoughby Local
Environmental Plan 1995**

(Clause 4)

Clause 5 Definitions

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

Willoughby Local Environmental Plan 1995 (Amendment
No 65)—Sheet 1

Willoughby Local Environmental Plan 1995 (Amendment No 65)

Schedule 2 Amendment of Sydney Regional Environmental Plan No 5—(Chatswood Town Centre)

Schedule 2 Amendment of Sydney Regional Environmental Plan No 5—(Chatswood Town Centre)

(Clause 5)

[1] Clause 3 Aims, objectives etc

Insert after clause 3 (1) (i):

, and

- (j) to allow the establishment of new and additional recreational, civic and community facilities to provide a vibrant and stimulating heart for the Chatswood Town Centre.

[2] Clause 3 (2) (f)

Omit the paragraph. Insert instead:

- (f) Zone No 5 (a)—Special Uses “A”:
to provide for various special uses required within Chatswood Town Centre, including Civic Place, civic and municipal purposes, parking facilities serving the Town Centre, the Bus and Rail Interchange and schools,

[3] Clause 5 Definitions

Insert in alphabetical order in clause 5 (1):

adjoining land means land which abuts other land or is separated from it only by a lane, pathway, driveway or similar thoroughfare.

ancillary use means a use of premises which is incidental and subordinate to the predominant use.

community facility means a building or place owned or controlled by the Council, any other public authority or an organisation established for non-profit community purposes which provides for the physical, social, cultural or intellectual development or welfare of the community.

hotel means premises, licensed to sell liquor, which provide accommodation consisting of more than 20 rooms or self-contained suites for guests that are rented or hired on a short-term basis without a residential tenancy agreement within the meaning of the *Residential Tenancies Act 1987*, and may include facilities such as function rooms, restaurants, recreational facilities and ancillary retail uses.

Willoughby Local Environmental Plan 1995 (Amendment No 65)

Amendment of Sydney Regional Environmental Plan No 5—(Chatswood Town Centre) Schedule 2

nursing home has the same meaning as in the *Public Health Act 1991*.

serviced apartment means a building containing two or more dwellings which are cleaned and serviced on a commercial basis by the owner or manager of the building or the owner's or manager's agent, and which provide short-term accommodation for travellers or tourists, but does not include a hostel.

[4] Clauses 5 (1), definition of “the map”, 15B (1), definition of “height control map” and Schedule 8

Omit “deposited in the office of the council” wherever occurring except where secondly occurring in Schedule 8.

[5] Clause 5 (1), definition of “the map”

Insert in appropriate order:

Sheet 2 of Willoughby Local Environmental Plan 1995 (Amendment No 65)

[6] Clause 7J Zone 3 (c3) Business General Zone

Insert “hospital” and “roads” in alphabetical order under the words “Development for the purpose of:” in clause 7J (2) (b).

[7] Clause 11 Floor space ratio

Insert after clause 11 (10):

- (11) Subclauses (1)–(10) do not apply to the following land:
 - (a) land within Zone 3 (c2) that is bounded by Thomas Street and Albert Avenue (other than 20 and 22 Thomas Street), as shown edged heavy black on Sheet 2 of the map marked “Willoughby Local Environmental Plan 1995 (Amendment No 65)”, and
 - (b) land within Zone 3 (c3) at the corner of Archer Street and Albert Avenue, as shown edged heavy black on Sheet 2 of that map.
- (12) The consent authority must not consent to the erection of a building on land referred to:
 - (a) in subclause (11) (a), if the ratio of the gross floor area to the site area exceeds 5.5:1, or
 - (b) in subclause (11) (b), if the ratio of the gross floor area to the site area exceeds 2.7:1, except:

Willoughby Local Environmental Plan 1995 (Amendment No 65)

Schedule 2 Amendment of Sydney Regional Environmental Plan No 5—(Chatswood Town Centre)

- (i) in respect of development for the purposes of a hospital, in which case the ratio of the gross floor area to the site area is not to exceed 4:1, or
- (ii) in respect of development for the purposes of a nursing home that is attached to, or used in conjunction with, other permissible development on the site (or both), in which case the consent authority is not to have regard to the gross floor area of the nursing home in the calculation of the floor space ratio.

[8] Clauses 12 (4) and 15 (3)

Omit “deposited in the office of the Council” wherever occurring.

[9] Clause 13 Land within Zones 3 (c1), 3 (c2) and 3 (c3)—floor space ratio for residential flat buildings

Insert after clause 13 (3):

- (4) Despite subclause (1), the consent authority may, subject to clause 39, grant consent to the carrying out of development for the purposes of a residential flat building on the land within Zone 3 (c2) (other than 20 and 22 Thomas Street) or within Zone 3 (c3) as shown edged heavy black on Sheet 2 of the map marked “Willoughby Local Environmental Plan 1995 (Amendment No 65)”, but only if the ratio of the gross floor area of the residential flat building to the area of its site does not exceed 2.5:1 in the case of the land within Zone 3 (c2) or 1.5:1 in the case of land within Zone 3 (c3).

[10] Clause 15C

Insert after clause 15B:

15C Height restrictions for Civic Place and other sites

- (1) In this clause:
height has the same meaning as in clause 15B.
height control map means Sheet 3 of the map marked “Willoughby Local Environmental Plan 1995 (Amendment No 65)”.
- (2) This clause applies to land within Zone 5 (a) (Special Uses “A” Zone)—Civic Place, Zone 3 (c2) (other than 20 and 22 Thomas Street) or Zone 3 (c3) as shown edged heavy black on Sheet 2 of the map marked “Willoughby Local Environmental Plan 1995 (Amendment No 65)”.

Willoughby Local Environmental Plan 1995 (Amendment No 65)

Amendment of Sydney Regional Environmental Plan No 5—(Chatswood Town Centre) Schedule 2

- (3) The consent authority must not consent to the erection of a building on land to which this clause applies if the height of the building exceeds that shown on the height control map for the land.
- (4) Clause 15 does not apply to land to which this clause applies.

[11] Clause 34

Omit the clause. Insert instead:

34 Provision of car parking

- (1) This clause applies to land within Zone 3 (c2) (other than 20 and 22 Thomas Street), as shown edged heavy black on Sheet 2 of the map marked “Willoughby Local Environmental Plan 1995 (Amendment No 65)”.
- (2) The consent authority must not consent to development on land to which this clause applies unless the consent authority is satisfied that a car parking station will be provided on or under the land, comprising not less than 200 car parking spaces in addition to any car parking required by the consent authority to serve the needs of any development on the land.

[12] Clause 36A Amusement centres

Omit “, deposited in the office of the Council” from clause 36A (3).

[13] Clause 39

Insert after clause 38.

39 Classification and reclassification of public land

- (1) The object of this clause is to enable the council, by means of this Plan, to classify or reclassify public land as “operational land” or “community land” in accordance with Part 2 of Chapter 6 of the *Local Government Act 1993*.
Note. Under the *Local Government Act 1993*, “public land” is generally land vested in or under the control of a council (other than roads, Crown reserves and commons). The classification or reclassification of public land may also be made by a resolution of the Council under section 31, 32 or 33 of the *Local Government Act 1993*. Section 30 of that Act enables this Plan to discharge trusts on which public reserves are held if the land is reclassified under this Plan as operational land.
- (2) The public land described in Part 1 or Part 2 of Schedule 11 is classified, or reclassified, as operational land for the purposes of the *Local Government Act 1993*.

Willoughby Local Environmental Plan 1995 (Amendment No 65)

Schedule 2 Amendment of Sydney Regional Environmental Plan No 5—(Chatswood Town Centre)

-
- (3) The public land described in Part 3 of Schedule 11 is classified, or reclassified, as community land for the purposes of the *Local Government Act 1993*.
- (4) The public land described in Part 1 of Schedule 11:
- (a) does not cease to be a public reserve to the extent (if any) that it is a public reserve, and
 - (b) continues to be affected by any trusts, estates, interests, dedications, conditions, restrictions or covenants that affected the land before its classification, or reclassification, as operational land.
- (5) The public land described in Part 2 of Schedule 11, to the extent (if any) that it is a public reserve ceases to be a public reserve on the commencement of the relevant classification Plan and, by the operation of that Plan, is discharged from all trusts, estates, interests, dedications, conditions, restrictions and covenants affecting the land or any part of the land, except:
- (a) those (if any) specified for the land in Column 3 of Part 2 of Schedule 11, and
 - (b) any reservations that except land out of the Crown grant relating to the land, and
 - (c) reservations of minerals (within the meaning of the *Crown Lands Act 1989*).
- (6) In this clause, the **relevant classification Plan**, in relation to land described in Part 2 of Schedule 11, means this Plan or, if the description of the land is inserted into that Part by another environmental planning instrument, that instrument.
- (7) Before the relevant classification Plan inserted a description of land into Part 2 of Schedule 11, the Governor approved of subclause (5) applying to the land.

[14] Schedule 8 Development for certain additional purposes

Omit the matter:

Land within Zone No 5 (a)—Special Uses—Business Parking—car parking station, commercial premises, purposes referred to in Schedule 3, refreshment rooms, taverns.

Land within Zone 5 (a)—Special Uses—Parking and Redevelopment—car parking, clubs, commercial premises, municipal purposes, shops.

Willoughby Local Environmental Plan 1995 (Amendment No 65)

Amendment of Sydney Regional Environmental Plan No 5—(Chatswood Town Centre) Schedule 2

[15] Schedule 8

Omit the matter:

Land within Zone No 5 (a)—Special Uses “A”—Civic Centre, as shown edged heavy black on the map marked “Willoughby Local Environmental Plan 1997 (Chatswood Town Centre)—No 2” deposited in the office of the council—commercial premises, educational establishments, professional consulting rooms, refreshment rooms, shops.

Insert instead:

Land within Zone 5 (a) (Special Uses “A” Zone)—Civic Place, as shown edged heavy black on Sheet 2 of the map marked “Willoughby Local Environmental Plan 1995 (Amendment No 65)” —advertisements, advertising structures, car parking stations, commercial premises, community facilities, drainage, educational establishments, hotels, library, purposes referred to in Schedules 1, 2 or 7, recreation areas, roads, serviced apartments, shops, taverns, utility installations.

[16] Schedule 11

Insert after Schedule 10:

Schedule 11 Classification and reclassification of public land

(Clause 39)

Part 1 Land classified, or reclassified, as operational land—no interests changed

Willoughby Local Environmental Plan 1995 (Amendment No 65)

Schedule 2 Amendment of Sydney Regional Environmental Plan No 5—(Chatswood Town Centre)

Part 2 Land classified, or reclassified, as operational land—interests changed

Column 1	Column 2	Column 3
Locality	Description	Any trusts etc not discharged
	land within Zone 5 (a) (Special Uses “A” Zone)—Civic Place shown edged heavy black on Sheet 3 of the map marked “Willoughby Local Environmental Plan 1995 (Amendment No 65)”	

Part 3 Land classified, or reclassified, as community land

Column 1	Column 2
Locality	Description

Department of Primary Industries

COAL MINE HEALTH AND SAFETY ACT 2002

Notice concerning conditions of use of non-explosion-protected portable electrical plant in hazardous zone

I, ROBERT REGAN, Chief Inspector, pursuant to clause 19 (1) (m) of the Coal Mine Health and Safety Regulation 2006 (the Regulation), by this notice, specify that the conditions under which non-explosion-protected portable electrical plant (the plant) may be used in a hazardous zone in the underground parts of any coal operation, are those specified in the Schedule below.

Dated this 10th day of January 2007.

ROBERT REGAN,
Chief Inspector

SCHEDULE

1. The manager of electrical engineering for the coal operation must have determined that there is no alternative explosion-protected portable plant.
2. The use of the plant in a hazardous zone is subject to appropriate risk assessment.
3. Before being taken underground at a coal operation:
 - 3.1 The plant must be verified by the manager of electrical engineering for the coal operation as being of a Gazetted type under clause 19(1)(c) of the Regulation.
 - 3.2 The plant must be inspected by a qualified electrical engineer or qualified electrical tradesperson, or people under the supervision of a qualified electrical engineer or qualified electrical tradesperson.
 - 3.3 A person competent in the use and care of the plant must be appointed by the manager of mining engineering for the coal operation to use the plant in a hazardous zone.
 - 3.4 Details of the plant, inspection results, the appointed person, the time taken underground and the place(s) the plant will be used, must be entered in a register kept at the coal operation.
4. Before being taken into a hazardous zone:
 - 4.1 The likelihood of a sudden inundation of gas must be assessed and if the risk is unacceptably high, the plant must not be taken into the hazardous zone.
 - 4.2 A gas clearance permit must be issued by a person competent in determining flammable gas concentrations. The gas clearance permit must verify that the maximum concentration of flammable gas is less than 0.5% in concentration by volume through all places the plant will pass or be used, and within all places that are accessible within 20 metres of those places.
5. Whilst in a hazardous zone:
 - 5.1 Batteries are not to be changed or charged.
 - 5.2 The plant must be under continuous supervision of the person appointed in accordance with condition 3.3.

- 5.3 The appointed person must be supervised by a supervisor nominated in the management structure for the coal operation.
- 5.4 The gas clearance certificate must be retained by the appointed person.
- 5.5 The plant must not be left unattended in a hazardous zone or whilst underground.
- 5.6 In the event of a reduction in the level of ventilation below a level determined as sufficient by the manager of mining engineering, the plant must be immediately taken to a place with sufficient ventilation.
- 5.7 In the event of a defect or damage to the plant being detected, the plant must be immediately taken to the surface.

6. After use in a hazardous zone:

- 6.1 The gas clearance certificate must be cancelled and returned to the surface with the plant and reviewed by the manager of electrical engineering or manager of mining engineering for the coal operation and stored in a secure place for a period of two years.
 - 6.2 The plant must be returned to the surface as soon as possible, or at the end of the working shift.
 - 6.3 On its return to the surface, the plant must be inspected by a qualified electrical engineer or qualified electrical trades person, or people under the supervision of a qualified electrical engineer or qualified electrical trades person and, if damage or defects are detected, its suitability for further use must be reviewed.
7. The plant must be used in accordance with any applicable code of practice.

COAL MINE HEALTH AND SAFETY ACT 2002

Notice concerning period of retention of certain electrical notifications

I, ROBERT REGAN, Chief Inspector, pursuant to clause 19 (1) (r) (v) of the Coal Mine Health and Safety Regulation 2006, by this notice specify the period for which the operator of a coal operation is to retain the notifications as the period specified in the Schedule below.

Dated this 10th day of January 2007.

ROBERT REGAN,
Chief Inspector

SCHEDULE

The notifications are to be retained until the particular electrical installation is permanently disconnected from the electricity supply and redundant plant (equipment and cables) is withdrawn or decommissioned to an extent that it cannot be re-energised or mistaken for operational plant.

FISHERIES MANAGEMENT ACT 1994**FISHERIES MANAGEMENT (AQUACULTURE)
REGULATION 2002****Section 177 (c) – Notice of Aquaculture Lease
Cancellation**

AL03/007 within the estuary of Wallis Lake, having an area of 0.5925 hectares formerly leased by Barry and Karen Holden.

AL03/009 within the estuary of Wallis Lake, having an area of 0.1957 hectares formerly leased by Barry and Karen Holden.

**Clause 37 (3) – Notice of Granting of Class 1
Aquaculture Lease**

THE Minister has granted the following Class 1 Aquaculture Lease:

AL05/022 within the estuary of Crookhaven River, having an area of 1.5760 hectares to Christopher James Munn of Greenwell Point NSW, for a term of 15 years expiring on 27 October 2021.

AL05/023 within the estuary of Crookhaven River, having an area of 0.7275 hectares to Christopher James Munn of Greenwell Point NSW, for a term of 15 years expiring on 27 October 2021.

AL05/028 within the estuary of the Hastings River, having an area of 0.3099 hectares to Advanced Oysters Pty Ltd of Port Macquarie NSW, for a term of 15 years expiring on 5 September 2021.

BILL TALBOT,
Director,

Fisheries Conservation and Aquaculture Branch,
Agriculture, Fisheries and Regional Relations Division,
Department of Primary Industries

FISHERIES MANAGEMENT ACT 1994**Section 11 Notification – Revocation of Fishing Closures**

I, RENATA BROOKS, Deputy Director-General, Agriculture, Fisheries and Regional Relations, with the delegated authority of the Minister for Primary Industries and the Director-General of the NSW Department of Primary Industries pursuant to sections 227 and 228 of the Fisheries Management Act 1994 (“the Act”), do by this notification, pursuant to section 11 of the Act, revoke the fishing closures with the Government Gazette references and titles set out in Columns 1 and 2 of the Schedule to this notification and any notifications revived as a result of these revocations.

This notification takes effect on 5 February 2007.

SCHEDULE**Revoked Fishing Closures**

<i>Column 1 Government Gazette reference</i>	<i>Column 2 Title</i>
GG No. 184 of 30.11.2001 at page 9525	Fishing Closure
GG No. 188 of 7.12.2001 at page 9621	Fishing Closure

GG No. 54 of 1.3.2002 at page 1271	Ocean Hauling Powered Fishing Vessel Restriction
GG No. 124 of 8.8.2003 at page 7668	Licence Splitting
GG No. 94 of 4.6.2004 at page 3425	OP1 – Offshore Prawn Trawling
GG No. 112 of 2.7.2004 at pages 5617	General Ocean Prawn Trawling Closure – NSW Ocean Prawn Trawl Restricted Fishery
GG No. 112 of 2.7.2004 at page 5618-5619	Hunter River Prawn Trawl Closure 2004/2005 to 2009/2010
GG No. 112 of 2.7.2004 at page 5628	Estuary General Zoning
GG No. 143 of 10.9.2004 at page 7502	Maximum Vessel Size Permitted to Operate in NSW Waters and Managed Fisheries
GG No. 168 of 26.10.2004 at page 8202	Byron Bay, County of Rous
GG No. 173 of 4.11.2004 at pages 8347-8348	Ocean Prawn Trawling Coffs Harbour
GG No. 61 of 27.5.2005 at page 1870	Coffs Harbour – Deep sea ocean outfall pipeline
GG No. 112 of 5.9.2005 at pages 7269-7270	General Estuarine Prawn Trawling Closure – Hawkesbury River
GG No. 16 of 3.2.2006 at pages 601-602	NSW Ocean Prawn Trawling Juvenile King Prawn Closures
GG No. 63 of 12.5.2006 at pages 3046-3047	All Commercial Ocean Hauling Nets – Periodical Beach Closures

Note: This notification revokes fishing closures that are now included in relevant share management plans or a Marine Park Zoning Plan or that are no longer considered appropriate due to changes implemented with share management fisheries.

Dated this 10th day of January 2007.

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

MINERAL RESOURCES

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(07-72)

No. 2972, BRUCE IAN McKENZIE, area of 100 units, for Group 1, dated 2 January 2007. (Orange Mining Division).

(07-73)

No. 2973, BEMAX RESOURCES LIMITED (ACN 009 247 858), area of 228 units, for Group 1, dated 4 January 2007. (Broken Hill Mining Division).

(07-74)

No. 2974, ROSANE PTY LTD (ACN 102 903 837), area of 9 units, for Group 1, dated 5 January 2007. (Broken Hill Mining Division).

(07-75)

No. 2975, PERILYA BROKEN HILL LIMITED (ACN 099 761 289), area of 13 units, for Group 1, dated 9 January 2007. (Broken Hill Mining Division).

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

NOTICE is given that the following applications have been granted:

ASSESSMENT LEASE APPLICATION

(06-2299)

Singleton No. 36, now Assessment Lease No. 13, BENGALLA MINING COMPANY PTY LIMITED (ACN 053 909 470), Parish of Clanricard, County of Brisbane, area of about 440.2 hectares, for coal, dated 20 December 2006, for a term until 19 December 2011. As a result of the grant of this title, Authorisation No. 102 has partly ceased to have effect.

EXPLORATION LICENCE APPLICATIONS

(06-4089)

No. 2795, now Exploration Licence No. 6690, STANNUM PTY LTD (ACN 121 771 695), Counties of Clive and Gough, Map Sheet (9239), area of 40 units, for Group 1, dated 20 December 2006, for a term until 19 December 2008.

(06-4099)

No. 2806, now Exploration Licence No. 6681, ICON RESOURCES LTD (ACN 115 009 106), Counties of Burnett and Murchison, Map Sheet (9038), area of 74 units, for Group 1, dated 14 December 2006, for a term until 13 December 2008.

(06-4100)

No. 2807, now Exploration Licence No. 6682, ICON RESOURCES LTD (ACN 115 009 106), Counties of Darling and Inglis, Map Sheet (9036), area of 84 units, for Group 1, dated 14 December 2006, for a term until 13 December 2008.

(06-4112)

No. 2818, now Exploration Licence No. 6677, FORGE MINERALS PTY LTD (ACN 121 258 713), County of Durham, Map Sheets (9033, 9133), area of 38 units, for Group 1 and Group 2, dated 13 December 2006, for a term until 12 December 2008.

(06-4121)

No. 2827, now Exploration Licence No. 6683, ICON RESOURCES LTD (ACN 115 009 106), Counties of Parry and Vernon, Map Sheet (9135), area of 16 units, for Group 1, dated 14 December 2006, for a term until 13 December 2008.

(06-4130)

No. 2836, now Exploration Licence No. 6677, FORGE MINERALS PTY LTD (ACN 121 258 713), County of Durham, Map Sheets (9033, 9133), area of 38 units, for Group 1 and Group 2, dated 13 December 2006, for a term until 12 December 2008.

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

NOTICE is given that the following applications have been withdrawn:

EXPLORATION LICENCE APPLICATIONS

(06-4107)

No. 2813, RIMFIRE AUSTRALIA PTY LTD (ACN 121 382 554), County of Argyle, County of Harden and County of Murray, Map Sheets (8628, 8727, 8828). Withdrawal took effect on 12 December 2006.

(06-4108)

No. 2814, RIMFIRE AUSTRALIA PTY LTD (ACN 121 382 554), County of Gordon and County of Lincoln, Map Sheets (8632, 8633, 8733). Withdrawal took effect on 12 December 2006.

(06-4109)

No. 2815, RIMFIRE AUSTRALIA PTY LTD (ACN 121 382 554), County of Bathurst and County of Roxburgh, Map Sheets (8731, 8831). Withdrawal took effect on 12 December 2006.

(06-4110)

No. 2816, RIMFIRE AUSTRALIA PTY LTD (ACN 121 382 554), County of Bathurst and County of Forbes, Map Sheet (8630). Withdrawal took effect on 12 December 2006.

(06-4125)

No. 2831, SANDY RESOURCES PTY LTD (ACN 119 286 261), County of Gresham, Map Sheet (9338). Withdrawal took effect on 3 January 2007.

(06-4126)

No. 2832, SANDY RESOURCES PTY LTD (ACN 119 286 261), County of Fitzroy and County of Raleigh, Map Sheets (9437, 9537). Withdrawal took effect on 3 January 2007.

(06-4164)

No. 2867, RIMFIRE AUSTRALIA PTY LTD (ACN 121 382 554), County of Roxburgh, Map Sheets (8830, 8831). Withdrawal took effect on 12 December 2006.

(06-4165)

No. 2868, RIMFIRE AUSTRALIA PTY LTD (ACN 121 382 554), County of Argyle, County of Murray and County of Wynyard, Map Sheets (8427, 8727, 8828). Withdrawal took effect on 12 December 2006.

(06-4166)

No. 2869, RIMFIRE AUSTRALIA PTY LTD (ACN 121 382 554), County of Buccleuch, County of Cowley and County of Harden, Map Sheets (8528, 8628). Withdrawal took effect on 12 December 2006.

(06-4167)

No. 2870, RIMFIRE AUSTRALIA PTY LTD (ACN 121 382 554), County of Bathurst, County of Forbes and County of King, Map Sheets (8629, 8630). Withdrawal took effect on 12 December 2006.

(06-4168)

No. 2871, RIMFIRE AUSTRALIA PTY LTD (ACN 121 382 554), County of Ashburnham and County of Forbes, Map Sheet (8431). Withdrawal took effect on 12 December 2006.

(06-4169)

No. 2872, RIMFIRE AUSTRALIA PTY LTD (ACN 121 382 554), County of Gordon and County of Lincoln, Map Sheets (8632, 8633, 8733). Withdrawal took effect on 12 December 2006.

(06-7101)

No. 2969, BEMAX RESOURCES LIMITED (ACN 009 247 858), County of Wentworth, Map Sheets (7329, 7330, 7430). Withdrawal took effect on 4 January 2007.

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

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

(T04-0059)

Exploration Licence No. 6376, MONARO MINING N.L. (ACN 073 155 781), area of 99 units. Application for renewal received 4 January 2007.

(T00-0414)

Mining Purposes Lease No. 279 (Act 1973), MALCOLM ROLSTONE, area of 1.27 hectares. Application for renewal received 4 January 2007.

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

RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(T85-0346)

Exploration Licence No. 2513, PERILYA BROKEN HILL LIMITED (ACN 099 761 289), Counties of Menindee and Yancowinna, Map Sheet (7133), area of 38 units, for a further term until 6 November 2008. Renewal effective on and from 2 January 2007.

(T99-0135)

Exploration Licence No. 5692, DOWMILL PTY LIMITED (ACN 002 329 615), NOSEBI MINING & MANAGEMENT PTY LTD (ACN 002 516 109) AND UNIVERSAL RESOURCES LIMITED (ACN 090 468 018), County of Murray, Map Sheet (8726), area of 16 units, for a further term until 6 February 2008. Renewal effective on and from 14 November 2006.

(T02-0071)

Exploration Licence No. 6001, PEREGRINE MINERAL SANDS N.L. (ACN 009 307 591), Counties of Caira and Taila, Map Sheets (7528, 7529), area of 124 units, for a further term until 29 September 2008. Renewal effective on and from 3 January 2007.

(T04-0030)

Exploration Licence No. 6274, SHERWOOD VENTURES PTY LTD (ACN 107 201 687), Counties of Harden and King, Map Sheets (8628, 8629), area of 39 units, for a further term until 14 July 2008. Renewal effective on and from 3 January 2006.

(C00-1093)

Coal Lease No. 584 (Act 1973), NOVACOAL AUSTRALIA PTY. LIMITED (ACN 000 013 990), Parish of Liddell, County of Durham, Map Sheets (9033-2-S, 9133-3-S), area of 101 hectares, for a further term until 31 December, 2023. Renewal effective on and from 13 December 2006.

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

CANCELLATION OF AUTHORITIES AT REQUEST OF HOLDERS

NOTICE is given that the following authorities have been cancelled:

(04-592)

Exploration Licence No. 6364, MITHRIL RESOURCES LTD (ACN 099 883 922), County of Mootwingee, County of Yantara and County of Yungnulgra, Map Sheets (7336, 7337, 7436), area of 300 units. Cancellation took effect on 29 December 2006.

(04-632)

Exploration Licence No. 6429, MITHRIL RESOURCES LTD (ACN 099 883 922), County of Evelyn, County of Mootwingee and County of Yantara, Map Sheets (7237, 7337), area of 95 units. Cancellation took effect on 29 December 2006.

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

Roads and Traffic Authority

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under the Roads Transport (Mass, Loading and Access) Regulation 2005

I, Les Wielinga, Chief Executive of the Roads and Traffic Authority, in pursuance of the Road Transport (Mass, Loading, Access) Regulation 2005, make the amendment in the Schedule to the routes and areas previously specified on or in which B-Doubles may be used.

LES WIELINGA,
Chief Executive,
Roads and Traffic Authority

SCHEDULE

1. Citation

This Notice may be cited as the Roads and Traffic Authority 25 Metre B-Double Route Notice No 13/2006

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-Doubles 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

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25	HW29	Kamilaroi Highway (Conadilly Street) Gunnadah	Tempest Street	Warrabungle Street	

ROAD TRANSPORT (GENERAL) ACT 2005

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

COWRA SHIRE 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.

JAMES RONCON,
General Manager,
Cowra Shire Council
(By delegation from the Minister for Roads)
20 December 2006

SCHEDULE

1. Citation

This Notice may be cited Cowra Shire Council, 25 Metre B-Double Vehicle Route Notice No. 1/2007

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-Doubles 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

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25		Campbell Street, Cowra	Mid Western Highway (H6)	Day Street	

ROAD TRANSPORT (GENERAL) ACT 2005

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

HOLROYD 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.

D. TREZISE,
General Manager,
Holroyd City Council
(by delegation from the Minister for Roads)
2 January 2007

SCHEDULE**1. Citation**

This Notice may be cited as the Holroyd City Council B-Double route Notice No. 1/2007.

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

<i>Type</i>	<i>Road Name</i>	<i>Industrial Area</i>
25	Pemulwuy Industrial Area	Bounded by Clunies Ross Street to the south and the east, the LGA boundary to the west and Reservoir Road to the north.

ROAD TRANSPORT (GENERAL) ACT 2005

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

HOLROYD 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 4.6m high vehicles may be used subject to any requirements or conditions set out in the Schedule.

D. TREZISE,
General Manager,
Holroyd City Council
(by delegation from the Minister for Roads)
2 January 2007

SCHEDULE**1. Citation**

This Notice may be cited as the Holroyd City Council 4.6m high vehicles route Notice No. 2/2007.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 31 December 2007 unless it is amended or repealed earlier.

4. Application

This Notice applies to those 4.6m 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

<i>Type</i>	<i>Road Name</i>	<i>Industrial Area</i>
4.6	Pemulwuy Industrial Area	Bounded by Clunies Ross Street to the south and the east, the LGA boundary to the west and Reservoir Road to the north.

ROADS ACT 1993

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

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

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 Wingecarribee Shire Council area, Parish of Mittagong and County of Camden, shown as Lot 12 Deposited Plan 1092235.

(RTA Papers: FPP 6M22; RO 495.1236)

ROADS ACT 1993

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

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

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 Wingecarribee Shire Council area, Parish of Belanglo and County of Camden, shown as Lot 11 Deposited Plan 705789.

(RTA Papers: 2/495.132)

ROADS ACT 1993

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

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

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 Wollongong City Council area, Parish of Wollongong and County of Camden, shown as Lot 2 Deposited Plan 1048734.

(RTA Papers: 1/497.1977)

ROADS ACT 1993

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

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

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 Wingecarribee Shire Council area, Parish of Colo and County of Camden, shown as Lot 1 Deposited Plan 511997.

(RTA Papers: F5/495.1113)

ROADS ACT 1993

Order -Sections 46, 49, 54 and 67

Upper Lachlan Shire Council area.

Dedication of Land as Public Road and
Declaration as a Controlled Access Road
of part of the Federal Highway at Wollogorang.

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 Schedule 1 under;
2. declare to be a main road the said public road described in Schedule 1 and the public road described in Schedule 2 under;
3. declare to be a controlled access road the said main road described in Schedules 1 and 2;
4. declare that access to the said controlled access road is restricted; and
5. specify in Schedule 3 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
Upper Lachlan Shire Council area, Parish of Tarago
and County of Argyle shown as:

Lots 4 to 8 inclusive Deposited Plan 255132;

Lots 19 to 32 inclusive Deposited Plan 255134;

Lots 6 to 15 inclusive Deposited Plan 255133; and

Lot 269 Deposited Plan 750047.

The above Lots are all shown in RTA Plan 0003
454 AC 4002.

SCHEDULE 2

ALL those pieces or parcels of public road situated
in the Upper Lachlan Shire Council area, Parish of
Tarago and County of Argyle shown as:

Lots 9 and 10 Deposited Plan 255132;

Lot 33 Deposited Plan 255134; and

Lot 100 in RTA Plan 0003 454 AC 4002.

The above Lots are all shown in RTA Plan 0003
454 AC 4002.

SCHEDULE 3

Between the points A and B, as shown in RTA Plan
0003 454 AC 4002.

(RTA Papers 3/297.141 Pt 3)

Other Notices

APPRENTICESHIP AND TRAINEESHIP ACT 2001

Notice of Making a Vocational Training Order

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

CITATION

The order is cited as the Sport and Recreation Order.

ORDER

A summary of the Order is given below.

(a) Term of Training

(i) Full-time

Training shall be given for a nominal term:

<i>Qualification</i>	<i>Nominal Term</i>
All Certificates II	12 months
All Certificates III	12 Months
All Certificate IV	24 months

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

(ii) Part time

(a) School based traineeships

In the case of school-based part-time traineeships for Certificates II and III in Sport and Recreation, trainees will undertake structured training for a minimum of 100 days across a twenty-four (24) month period within which trainees shall be required to demonstrate competencies relevant to the Vocational Training Order.

Training may extend to sixty (60) months where the Higher School Certificate is being delivered over a five (5) year period.

Other provisions including – where applicable – appropriate credit arrangements will be established in accordance with the relevant Vocational Training Guideline.

Students may work full-time during school vacations and/or weekends. They are not required to attend on-the-job and/or off-the-job training for more than one (1) day per week during examination periods or exam preparation periods.

(b) Non school based

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

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

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

(b) Competency Outcomes

Trainees will be trained in and achieve competence in the endorsed National Sport and Recreation Competency Standards.

(c) Courses of Study to be undertaken

Trainees will undertake the following courses of study:

Certificate II in Community Recreation SRC20206
 Certificate III in Community Recreation SRC30206
 Certificate IV in Community Recreation SRC40206
 Certificate II Sport and Recreation SRO20106
 Certificate III Sport and Recreation SRO30106
 Certificate IV Sport and Recreation SRO40106
 Certificate II Sport (Career-orientated participation) SRS20206
 Certificate III Sport (Career-orientated participation) SRS30206
 Certificate II Sport (Coaching) SRS20306
 Certificate III Sport (Coaching) SRS30306
 Certificate IV Sport (Coaching) SRS40206
 Certificate II Sport (Officiating) SRS20406
 Certificate III Sport (Officiating) SRS30406
 Certificate IV Sport (Officiating) SRS40306
 Certificate III Sport (Athlete support services) SRS30506
 Certificate IV Sport (Athlete support services) SRS40406
 Certificate IV Sport (Development) SRS40506
 Certificate III Fitness SRF30206

Certificate IV Fitness SRF40206
 Certificate II Outdoor Recreation SRO20206
 Certificate III Outdoor Recreation SRO30206
 Certificate IV Outdoor Recreation SRO40206
 Certificate II Outdoor Recreation (Multiple activities)
 SRO20306
 Certificate III Outdoor Recreation (Multiple activities)
 SRO30306

(d) Legislative requirements

Trainees aged 18 or under may be required to meet certain legislative requirements, when undertaking training for serving alcohol or conducting gambling.

AVAILABILITY FOR INSPECTION

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

CHARITABLE TRUSTS ACT 1993

Order Under Section 12

Cy-Pres Scheme Relating to the Estate of
 the Late Catherine Nolan

SECTION 9 (1) of the Charitable Trusts Act 1993 permits the application of property cy-pres where the spirit of the original trust can no longer be implemented.

On 30 January 2002 Catherine Nolan died. Ms Nolan's will dated 2 March 2001 had a codicil added, Clause 4, which stated "I give and bequeath the rest and residue of my estate to the RSL Retirement Village Trustees and the Cancer Research Institute..." The residue was \$350,000. The executors decided that \$5,000 should go to the RSL Retirement Village Trustees and the balance should go to the 'Cancer Research Institute'.

There is no body in Australia known as the Cancer Research Institute. Nine Australian bodies concerned with cancer research advised that they wished to be considered potential recipients for the amount in question. The bodies were:

- (1) Peter MacCallum Cancer Institute;
- (2) Kolling Institute of Medical Research;
- (3) Walter and Eliza Hall Institute of Medical Research;
- (4) Prince Henry's Institute of Medical Research;
- (5) Westmead Institute of Cancer Research;
- (6) Centre for Health Research and Psych-oncology;
- (7) Ovarian Cancer Research Foundation;
- (8) The Garvan Institute;
- (9) The Australian Cancer Research Foundation (ACRF).

Submissions were received and considered from seven bodies as well as from the Cancer Council and the Children's Cancer Institute Australia. The submissions were considered in terms of how closely they approximated the apparent intention of the testatrix in her original bequest. The amount of money at issue meant that it would not be practical to divide the sum, so a single beneficiary would need to be chosen.

While all the submitting bodies were considered worthy, the ACRF appeared to be most like the type of body that the

testatrix was trying to benefit. A Notice under section 15 Charitable Trusts Act 1993 advising of this decision appeared in the NSW Government Gazette on 28 July 2006.

Following publication of the Notice, submissions were received from the NSW Cancer Council and an Executor of the will that the bequest should not go to the ACRF but to alternate beneficiaries. These submissions have been fully considered by the Solicitor General, as delegate of the Attorney General, however they did not cause him to alter his original view that the ACRF is the most appropriate beneficiary of the bequest.

The Solicitor General has formed the view that the legacy in the codicil to the will of the late Catherine Nolan is a gift for charitable purpose and has approved a recommendation that the Attorney General establish a cy-pres scheme pursuant to section 12 (1) (a) of the Charitable Trusts Act 1993 to enable the bequest to the 'Cancer Research Institute' to be applied to another research body, being the Australian Cancer Research Foundation.

Therefore, pursuant to section 12 of the Charitable Trusts Act, I hereby order that the bequest in the codicil to the will of Catherine Nolan be applied, cy pres, to the Australian Cancer Research Foundation, such order to take effect 21 days after its publication in the Government Gazette, in accordance with section 16 (2) of the Charitable Trusts Act 1993.

Date of Order: 3 January 2007.

RICHARD COGSWELL, SC,
 Acting Solicitor General,
 Under delegation from the Attorney General

ELECTRICITY SUPPLY ACT 1995

ELECTRICITY SUPPLY (GENERAL)
 REGULATION 2001

I, Joe Tripodi, M.P., Minister for Energy, pursuant to clause 45D (1) of the Electricity Supply (General) Regulation 2001, hereby approve the National GreenPower Accreditation Program (GreenPower) as a renewable energy sources accreditation scheme of which suppliers may be members for the purpose of supplying electricity from accredited renewable energy sources.

This approval takes effect from the commencement of the Electricity Supply (General) Amendment (Renewable Energy Sources) Regulation 2006 on 15 January 2007.

Dated: 4 January 2007.

JOE TRIPODI, M.P.,
 Minister for Energy

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of section 7 (1) of the Geographical Names Act 1966, the Geographical Names Board has this day assigned the geographical name listed hereunder:

Assigned Name:	The Left Arm Creek
Designation:	Creek
L.G.A.:	Hawkesbury City Council
Parish:	Grono
County:	Hunter
L.P.I.Map:	St Albans
100,000 Map:	St Albans 9031
Reference:	GNB 3930

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

WARWICK WATKINS,
Chairperson

Geographical Names Board,
PO Box 143, Bathurst NSW 2795

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of Section 10 of the Geographical Names Act 1966, the Geographical Names Board has this day assigned the geographical names listed hereunder.

Assigned Name: Blue Wren Creek
Designation: Creek
L.G.A.: Newcastle City Council
Parish: Kahibah
County: Northumberland
L.P.I. Map: Wallsend
1:100,000 Map: Newcastle 9232
Reference: GNB 5116

Assigned Name: Crawchie Creek
Designation: Creek
L.G.A.: Newcastle City Council
Parish: Hexham
County: Northumberland
L.P.I. Map: Wallsend
1:100,000 Map: Newcastle 9232
Reference: GNB 5116

Assigned Name: Jack Munday Place
Designation: Urban Place
L.G.A.: City of Sydney Council
Parish: St Philip
County: Cumberland
L.P.I. Map: Parramatta River
1:100,000 Map: Sydney 9130
Reference: GNB 5070

Assigned Name: The Hills Centenary Park
Designation: Reserve
L.G.A.: Baulkham Hills Council
Parish: Castle Hill
County: Cumberland
L.P.I. Map: Riverstone
1:100,000 Map: Penrith 9030
Reference: GNB 5107

Assigned Name: Bruce Purser Reserve
Designation: Reserve
L.G.A.: Baulkham Hills Council
Parish: Castle Hill
County: Cumberland
L.P.I. Map: Riverstone
1:100,000 Map: Penrith 9030
Reference: GNB 5107

The position and the extent for these features are recorded and shown within the Geographical Names Register of New South Wales. This information can be accessed through the Board's Web Site at www.gnb.nsw.gov.au

WARWICK WATKINS,
Chairperson
Geographical Names Board,
PO Box 143, Bathurst NSW 2795

HERITAGE ACT 1977

Direction Pursuant to Section 34 (1) (A) to List an Item on the State Heritage Register
Hermit's Cave Complex
SHR No. 1766

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".

FRANK SARTOR, M.P.,
Minister for Planning

Sydney, 19th day of January 2006.

SCHEDULE "A"

The item known as the Hermit's Cave Complex, situated on the land described in Schedule "B".

SCHEDULE "B"

All those pieces or parcels of land known as Part Lot 7008, DP 1024076, Part Lot 7020, DP 1076175 and Part Lot 1305, DP 751709 in Parish of Jondaryan, County of Cooper shown on the plan catalogued HC 2189 in the office of the Heritage Council of New South Wales.

HERITAGE ACT 1977

Order Under Section 57 (2)

Hermit's Cave Complex, Scenic Drive, Griffith
SHR No. 1766

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" by the owner, mortgagee or lessee of the land described in Schedule "B" on the item described in Schedule "A".

FRANK SARTOR, M.P.,
Minister for Planning

Sydney, 19th day of January 2006.

SCHEDULE "A"

The item known as the Hermit's Cave Complex, situated on the land described in Schedule "B".

SCHEDULE "B"

All those pieces or parcels of land known as Part Lot 7008, DP 1024076, Part Lot 7020, DP 1076175 and Part Lot 1305, DP 751709 in Parish of Jondaryan, County of Cooper shown edged heavy black on the plan catalogued HC 2189 in the office of the Heritage Council of New South Wales.

SCHEDULE "C"

All works and activities that will not have a material effect on the heritage significance of the item in accordance with:

1. the Conservation Management Strategy by Dr Peter Kabaila, dated June 2006, adopted by Griffith City Council and any future amendments adopted by Council after consultation with the Heritage Office;
2. an interpretation strategy endorsed by Griffith City Council and any future amendments adopted by Council after consultation with the Heritage Office;
3. all works and activities in accordance with DA408/2006 for signage and interpretive work in accordance with the interpretation strategy endorsed by Griffith City Council.

MOTOR ACCIDENTS COMPENSATION ACT 1999MOTOR ACCIDENTS COMPENSATION
REGULATION 2005

Clause 4 (2) – Notice of replacement AMA List

PURSUANT to the provisions of clause 4 (2) of the Motor Accidents Compensation Regulation 2005, notice is given that the document called the List of Medical Services and Fees published by the Australian Medical Association and dated 1 November 2006 is recognised as the AMA List and replaces the document called the List of Medical Services and Fees published by the Australian Medical Association and dated 1 November 2003.

This notice is to take effect on and from 12 January 2007.

Motor Accidents Authority, Sydney, 8 January 2007.

DAVID BOWEN,
General Manager

**PROTECTION OF THE ENVIRONMENT
OPERATIONS ACT 1997**

Order Granting Exemption under section 284

By this order the Environment Protection Authority ("EPA"), in the circumstances of an emergency, grants the following exemption under section 284 of the Protection of the Environment operations Act "the Act".

Background

- (a) Shell Refining has advised the EPA that it has had operational problems at its Clyde Refinery that resulted in production of 15 million litres of unleaded fuel that exceeds the fuel volatility specification RVP 64 kilopascals.
- (b) The EPA has been advised that the release of this fuel may assist in averting a fuel shortage in New South Wales.
- (c) The purpose of this Order is to exempt certain persons who supply petrol from compliance with Clause 19F of the Protection of the Environment (Clean Air) Regulation 2002 concerning vapour pressure of petrol.

(d) This Order applies to any person who supplies petrol refined by Shell Refining (Australia) Pty. Ltd at Clyde Refinery from 2100 hours on 22 December 06 to 13 January 07 inclusive.

(e) This exemption takes effect immediately upon the signing of this Order unless otherwise varied or revoked. Note: Order may be varied or revoked under section 284 of the Act.

Dated 22 December 2006.

JOE WOODWARD,
Executive Director Operations,
Department of Environment and Conservation

**PROTECTION OF THE ENVIRONMENT
OPERATIONS ACT 1997**

Publication of Exemption Granted under section 284

THE Environment Protection Authority (EPA) publishes the following exemption in accordance with section 284 of the Protection of the Environment Operations Act 1997. Section 284 (2) (a) provides that the EPA may exempt a person or class of persons from any specified provision of the Act or the regulations under the Act in an emergency. Section 284 (5) provides that in the case of an order granted in an emergency, the order may take effect when it is made, and that the order is to be published in the Gazette as soon as practicable after it is made.

Dated 22 December 2006.

JOE WOODWARD,
Executive Director Operations,
Department of Environment and Conservation

RETENTION OF THE TITLE

HER Excellency the Governor, by deputation of Her Majesty the Queen, has been pleased to approve of the retention of the title "Honourable" by Ms Patricia FORSYTHE following her retirement from Parliament on 22 September 2006.

SYDNEY WATER ACT 1994LAND ACQUISITION (JUST TERMS
COMPENSATION) ACT 1991Notice of Compulsory Acquisition of an
Easement at Hammondville in the
Local Government Area of Liverpool

SYDNEY WATER CORPORATION declares, with the approval of Her Excellency, the Governor, that an easement described in the First Schedule hereto is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purpose of the Sydney Water Act 1994.

Dated at Sydney this ninth day of January 2007.

Signed for Sydney Water Corporation by its Attorneys
JEFFERY FRANCIS COLENZO
KEVIN ANDREW HANLEY

who hereby state at the time of executing this instrument have no notice of the revocation of the Power of Attorney Registered No. 323, Book 4465 under the Authority of which this instrument has been executed.

SCHEDULE 1

An Easement for Sewerage Purposes more fully described in Memorandum 7158328D lodged at the Department of Lands (Division of Land and Property Information NSW), Sydney over all that piece or parcel of land having an area of 44.8m² in the Local Government Area of Liverpool City, Parish Holsworthy, County of Cumberland, and State of New South Wales, being the land shown on Deposited Plan 607921 as "PROPOSED EASEMENT FOR SEWER 2 WIDE" over Lot 120 in Deposited Plan 18314.

[Sydney Water reference: 195171F5]

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

GOSFORD CITY COUNCIL

Pesticide Use Notification Procedure for Outdoor Public Places

GOSFORD CITY COUNCIL would like to advise the public that it has finalised a Pesticide Use Notification Procedure for Outdoor Public Places. The procedure explains how Council will notify members of the community about the use of pesticides in outdoor public places that it owns or controls within the Gosford local government area. The procedure was prepared in accordance with Part 4B of the Pesticide Regulation 1995, as amended, and placed on public exhibition for the prescribed 28 day period. Council received no submissions and Senior Management adopted the procedure at their meeting held on 21 December 2006.

A copy of the procedure is available for viewing, free of charge, at Council's Administration Building, 49 Mann Street, Gosford, or may be viewed at Councils' website www.gosford.nsw.gov.au. PETER WILSON, General Manager, Gosford City Council, PO Box 21, Gosford NSW 2250, tel.: (02) 4325 8222. [2878]

HARDEN SHIRE COUNCIL

Roads Act 1993, Section 162 (1)

Roads (General) Regulation 2000, Clause 7

Proposed Naming of Public Road

NOTICE is hereby given that in accordance with section 162 of the Roads Act 1993, as amended, Council has named the roads shown hereunder:

<i>Location</i>	<i>Name</i>
Road joining the Northern ends of Ward Street and Lucan Street, Harden	Prosser Street

No objections to the proposed names were received within the prescribed period of time. ANNABELL MILLER, General Manager, PO Box 110, 3 East Street, Harden NSW 2587. [2879]

HAWKESBURY RIVER COUNTY COUNCIL

Adoption of Pesticide Notification Plan

COUNCIL, at its Ordinary meeting 24 November 2006 adopted a Pesticide Notification Plan in accordance with the Pesticide Regulation 1995. The Plan is available at Council's Administration Building at 6 Walker Street, South Windsor or alternatively can be viewed on Council's website www.hrcc.nsw.gov.au. TED DOBSON, General Manager. [2880]

ROUS WATER, FAR NORTH COAST COUNTY COUNCIL AND RICHMOND RIVER COUNTY COUNCIL

Adoption of Pesticide Notification Plans

IN accordance with the requirements of the Pesticides Regulation 1995, Rous Water, Far North Coast Weeds and Richmond River County Council have developed and adopted a Pesticide Notification Plan. Copies of the Plans are available

for viewing at the Rous Water Administration Centre, Level 4, 218-232 Molesworth Street, Lismore during business hours, or may be viewed at Councils' websites: www.rouswater.nsw.gov.au / www.fncw.nsw.gov.au / www.rrcc.nsw.gov.au. PAUL T. MULDOON, General Manager. [2881]

TWEED SHIRE COUNCIL

Roads Act 1993, Section 162

Naming of Public Roads

NOTICE is hereby given that the Tweed Shire Council, in pursuance of section 162 of the Roads Act 1993, has approved the name of the road to be dedicated in plan of subdivision as follows:

Roads in subdivision of Lot 13, DP 793985, Lot B, DP 369706 and Lot 1, DP 392245, Murwillumbah, as Rous River Way, Silkpod Avenue, Water Fern Place and Fig Court

Authorised by the delegated officer. General Manager, Tweed Shire Council, Civic Centre, Tumbulgum Road, Murwillumbah NSW 2484. [2882]

UPPER LACHLAN SHIRE COUNCIL

Pesticide Regulations 1995 – Changes to the Regulations

Upper Lachlan Shire Council's Pesticide Notification Plan

IN accordance with the Department of Environment and Conservation guidelines, Upper Lachlan Shire Council has developed a pesticide use notification plan which has completed its period of public exhibition and has been adopted by Council on 14 December 2006. The plan is applicable to areas of public open space under the care and control of Upper Lachlan Shire Council.

The Pesticide Use Notification Plan can be viewed during business hours, free of charge, at Council's main office located at 44 Spring Street, Crookwell. The plan may also be viewed at councils other offices located at Gunning and Taralga. The plan is available for viewing on Council's website www.upperlachlan.local-e.nsw.gov.au.

Should further information be required, please contact Council's OHS Coordinator, Ben Churchill on (02) 4830 1030 or Council's Noxious Weeds Manager, Paul Brown on (02) 4840 2099 or 0428 644 160. [2883]

WAGGA WAGGA CITY COUNCIL

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

WAGGA WAGGA CITY COUNCIL declares, with the approval of Her Excellency the Lieutenant-Governor that the land described in the Schedule below, excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 and the Local Government Act 1993 for the purpose of a sewer rising main. P. PERRAM, General Manager, Wagga Wagga City Council, Administration Centre, corner Baylis and Morrow Streets, Wagga Wagga NSW 2650.

SCHEDULE

Easement for sewer rising main 2 metres wide as delineated in DP 1091514 through Lot 1, DP 618044 being Crown Reserve R95769 for drainage notified 19 January 1982 and Lot 7001, DP 1049749. [2884]

WINGECARRIBEE SHIRE COUNCIL

Erratum

THE Wingecarribee Shire Council notice published in the New South Wales Government Gazette No. 175, page 10718, on 8 December 2006, the description of the road re-named Sassafras Way, Robertson was incorrect. The description should be described as shown below:

<i>Previous Names</i>	<i>New Name</i>
South Street and Wallangunda Street Section between the Illawarra Highway and southern boundary of Lot 6, Sec 3, DP 758882, Parish of Yarrawa.	Sassafras Way

MIKE HYDE, General Manager, Wingecarribee Shire Council, Elizabeth Street, Moss Vale NSW 2577. [2885]

ESTATE NOTICES

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of EUNICE EDITH BEGGS, late of Wahroonga in the State of New South Wales, widow, who died on 7 August 2006, must send particulars of their claim to the executors, Gwenda May Nicpon and Robert Charles Reeve, c.o. Truman Hoyle Lawyers, Level 11, 68 Pitt Street, Sydney NSW, DX 263 Sydney, ref: SR 5347 within one 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 18 December 2006. TRUMAN HOYLE LAWYERS, Level 11, 68 Pitt Street, Sydney NSW 2000. [2886]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of DEBRA ANN PHILLIPS late of Unit 411/88 Vista Street, Mosman in the State of New South Wales, who died on 19 April 2006 must send particulars of his claim to the Administrator c.o. Lobban McNally Lawyers, Level 3, 65 York Street, Sydney NSW within one calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the administrator has notice. Letters of Administration were granted in New South Wales on 22 December 2006. LOBBAN MCNALLY LAWYERS, Level 3, 65 York Street, Sydney NSW 2000, tel.: (02) 9299 8438. [2887]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of MAURICE ALFRED TANN, late of 140 Woids Avenue, Carlton, in the State of New South Wales, who died on 7 November 2006, must send particulars of their claim to the executor, Wendy Patricia Tann, c.o. Simpson & Co, Solicitors, 103A Anzac

Parade, Kensington NSW 2033, within one (1) calendar month from publication of this notice. After that time the assets of the estate and the property may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executor has notice. Probate was granted in New South Wales on 21 December 2006. SIMPSON & CO, Solicitors, 103A Anzac Parade, Kensington NSW 2033 (PO Box 340, Kensington 1465), tel.: (02) 9662 4381. [2888]

OTHER NOTICES

INTEGRAL ENERGY AUSTRALIA

Electricity Supply Act 1995

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Easement at
Glenbrook

INTEGRAL ENERGY AUSTRALIA declares, with the approval of Her Excellency the Governor and the Executive Council that the interest in land described in Schedule 1 of this notice affecting the land described in Schedule 2 of this notice is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of the Electricity Supply Act 1995. Dated at Huntingwood this 22nd day of December 2006. JOHN WALLACE, General Manager Engineering Performance, Integral Energy Australia, 51 Huntingwood Drive, Huntingwood NSW 2148.

SCHEDULE 1

Easement for padmount substation as set out in Memorandum No. 3021852 filed at Land and Property Information NSW. For the purposes of this notice, "lot burdened" means Lot 321, DP 751662.

SCHEDULE 2

All that piece or parcel of land at Glenbrook in the City of Blue Mountains, County of Cook, Parish of Strathdon being the site of the proposed easement for padmount substation 4 wide within Lot 321, DP 751662 shown in DP 1040675.

[2889]

TRANSGRID

Notice of Pesticide Use Notification Plan

IN light of recent changes to NSW's Pesticides Regulation 1995, TransGrid has prepared a Pesticides Notification Plan (the Plan). The aim of the Plan is to address the community's general right to know about pesticide applications made to public places that are wholly or partly owned or controlled by TransGrid. The Plan does not address applications of pesticides to privately held lands. There is an existing process in place for notifying of these applications. The draft plan was made available for comment to the community during the month of December 2006, and has since been finalised.

The Plan applies to public places throughout TransGrid's network area, extending across the eastern half of NSW from Queensland to Victoria and to Broken Hill in the west.

Copies of the Plan may be viewed or can be obtained free-of-charge during office hours from TransGrid head office at:

Head Office/Sydney
Mat Morris
Manager, Corporate Environment
201 Elizabeth Street
Sydney NSW 2000
Phone: (02) 9284 3057

The Plan may also be viewed or downloaded from TransGrid's website at: www.transgrid.com.au

Alternatively, to request a free-of-charge printed copy of the Plan, or for any enquiries regarding the Plan, please refer to the contact details below:

Mat Morris,
Manager, Corporate Environment
PO Box A1000, Sydney NSW 1235
Phone: (02) 9284 3057
Fax: (02) 9284 3456
Email: mathew.morris@transgrid.com.au [2890]

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