



# Government Gazette

OF THE STATE OF  
NEW SOUTH WALES

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## LEGISLATION

### Proclamations



New South Wales

## Commencement Proclamation

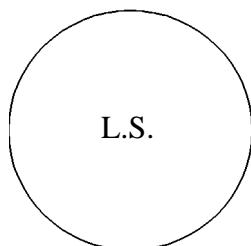
under the

Criminal Procedure Amendment (Vulnerable Persons) Act 2007  
No 6

KEITH MASON, Administrator

I, the Honourable Justice Keith Mason AC, Administrator of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Criminal Procedure Amendment (Vulnerable Persons) Act 2007*, do, by this my Proclamation, appoint 12 October 2007 as the day on which that Act commences.  
Signed and sealed at Sydney, this 10th day of October 2007.

By His Excellency's Command,



JOHN HATZISTERGOS, M.L.C.,  
Attorney General

GOD SAVE THE QUEEN!

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# Regulations

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New South Wales

## **Criminal Procedure Amendment (Vulnerable Persons) Regulation 2007**

under the

**Criminal Procedure Act 1986**

The Administrator, with the advice of the Executive Council, has made the following Regulation under the *Criminal Procedure Act 1986*.

JOHN HATZISTERGOS, M.L.C.,  
Attorney General

### **Explanatory note**

The object of this Regulation is to provide for the procedure by which a recording made by an investigating official of an interview with a vulnerable person (namely, a child or an intellectually impaired person), where that person was questioned regarding the alleged commission of an offence, can be made available to the accused person and his or her lawyer.

This Regulation remakes, without any changes of substance, the provisions of the *Evidence (Children) Regulation 2004*. That Regulation will be repealed on the commencement of the *Criminal Procedure Amendment (Vulnerable Persons) Act 2007*.

This Regulation is made under the *Criminal Procedure Act 1986*, including sections 4 (the general regulation-making power) and 306V.

Clause 1 Criminal Procedure Amendment (Vulnerable Persons) Regulation 2007

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## **Criminal Procedure Amendment (Vulnerable Persons) Regulation 2007**

under the

Criminal Procedure Act 1986

### **1 Name of Regulation**

This Regulation is the *Criminal Procedure Amendment (Vulnerable Persons) Regulation 2007*.

### **2 Commencement**

This Regulation commences on 12 October 2007.

### **3 Amendment of Criminal Procedure Regulation 2005**

The *Criminal Procedure Regulation 2005* is amended as set out in Schedule 1.

Criminal Procedure Amendment (Vulnerable Persons) Regulation 2007

Amendment

Schedule 1

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## Schedule 1 Amendment

(Clause 3)

### Part 5A

Insert after Part 5:

## Part 5A Recorded interviews with vulnerable persons

### 19C Definitions

In this Part:

*defence notice* means a notice given by an accused person or his or her lawyer under clause 19E.

*prosecuting authority*, in relation to a prosecution, means the Director of Public Prosecutions, or a police officer, who is responsible for the conduct of the prosecution.

*prosecuting authority notice* means a notice given by a prosecuting authority under clause 19D.

*recorded interview* means a recording made by an investigating official of an interview during which a vulnerable person is questioned by an investigating official in connection with the investigation of the commission or possible commission of an offence by the vulnerable person or any other person.

*responsible person* means a person named in a prosecuting authority notice as referred to in clause 19D (2) (d).

*vulnerable person* has the same meaning as it has in Part 6 of Chapter 6 of the Act.

### 19D Prosecuting authority to notify accused of intention to adduce recorded interview

- (1) For the purposes of section 306V (2) of the Act, if a prosecuting authority intends to adduce evidence of a previous representation by a vulnerable person wholly or partly by means of a recorded interview or a transcript of a recorded interview in a criminal proceeding where the vulnerable person who made the representation is not the accused person, the prosecuting authority must notify the accused person or his or her lawyer (if any) of the intention in accordance with this clause.
- (2) A notice under subclause (1) must:
  - (a) be in writing, and

## Criminal Procedure Amendment (Vulnerable Persons) Regulation 2007

## Schedule 1 Amendment

- 
- (b) specify each recorded interview (or transcript of such interview) that the prosecuting authority intends to adduce, and
  - (c) contain information to the effect that the accused person and his or her lawyer are entitled to listen to or view each recorded interview at a police station or other place nominated by the prosecuting authority, and
  - (d) set out the name of a person responsible for arranging access to each recorded interview.
- (3) A notice under subclause (1) must be given to the accused person or his or her lawyer at least 14 days before the evidence for the prosecution is given in the proceeding.

**Note.** Section 76 of the Act provides that a transcript of a recorded interview is not admissible in committal proceedings unless the defendant has been given, in accordance with the regulations under section 306V (2) of the Act, a reasonable opportunity to listen to or view the recorded interview.

**19E Accused may notify prosecuting authority of intention to access recorded interview**

- (1) An accused person or lawyer who receives a prosecuting authority notice may notify the responsible person that he or she requires access to any one or more of the recorded interviews specified in the notice.
- (2) A notice under subclause (1) must:
  - (a) be in writing, and
  - (b) set out the name of the accused person and his or her lawyer (if any), and
  - (c) specify the recorded interview or interviews to which the accused person or his or her lawyer require access, and
  - (d) be given to the responsible person at least 7 days before the evidence for the prosecution is given in the proceeding, unless the court gives leave for the notice to be given at a later time.

**19F Recorded interview to be made available within 7 days**

- (1) A responsible person who receives a defence notice that complies with clause 19E must give the persons named in the defence notice as referred to in clause 19E (2) (b) access to listen to or view the recorded interview within 7 days (or such shorter period of time as the court directs) after the day on which the responsible person receives the defence notice.

## Criminal Procedure Amendment (Vulnerable Persons) Regulation 2007

Amendment

Schedule 1

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- (2) The responsible person may give the accused person or his or her lawyer access to listen to or view the recorded interview on more than one occasion.



New South Wales

# Gas Supply (Safety Management) Amendment Regulation 2007

under the

Gas Supply Act 1996

His Excellency the Lieutenant-Governor, with the advice of the Executive Council, has made the following Regulation under the *Gas Supply Act 1996*.

IAN MACDONALD, M.L.C.,  
Minister for Energy

## Explanatory note

The object of this Regulation is to amend the *Gas Supply (Safety Management) Regulation 2002* to update references to certain Australian Standards relating to gas supply and omit a reference that is no longer necessary. The Regulation also contains some minor law revision amendments.

This Regulation is made under the *Gas Supply Act 1996*, including section 83 (the general regulation-making power).

Clause 1 Gas Supply (Safety Management) Amendment Regulation 2007

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## **Gas Supply (Safety Management) Amendment Regulation 2007**

under the

Gas Supply Act 1996

### **1 Name of Regulation**

This Regulation is the *Gas Supply (Safety Management) Amendment Regulation 2007*.

### **2 Amendment of Gas Supply (Safety Management) Regulation 2002**

The *Gas Supply (Safety Management) Regulation 2002* is amended as set out in Schedule 1.



Gas Supply (Safety Management) Amendment Regulation 2007

Amendments

Schedule 1

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## Schedule 1 Amendments

(Clause 2)

### [1] Clause 3 Definitions

Omit the definitions of **AG 603** and **AS 2885** from clause 3 (1).

Insert instead in appropriate order:

**AS 2885** means the Australian Standards entitled as follows, published by Standards Australia, as in force for the time being:

- (a) AS 2885.1—2007, *Pipelines—Gas and liquid petroleum, Part 1: Design and construction*,
- (b) AS 2885.2—2007, *Pipelines—Gas and liquid petroleum, Part 2: Welding*,
- (c) AS 2885.3—2001, *Pipelines—Gas and liquid petroleum, Part 3: Operation and maintenance*,
- (d) AS/NZS 2885.5—2002, *Pipelines—Gas and liquid petroleum, Part 5: Field pressure testing*.

**AS 4645** means the Australian Standard entitled AS 4645—2005, *Gas distribution network management*, published by Standards Australia, as in force for the time being.

### [2] Clause 3 (1), definition of “AS 1697”

Omit “AS 1697—1981, *Gas transmission and distribution systems* (known as the SAA Gas Pipeline Code)”.

Insert instead “AS 1697—2005, *Installation and maintenance of steel pipe systems for gas*”.

### [3] Clause 3 (1), definition of “AS 3814”

Omit the definition.

### [4] Clause 3 (1), definition of “AS 4041”

Omit “AS 4041—1998”. Insert instead “AS 4041—2006”.

### [5] Clause 3 (1), definition of “AS 4564”

Omit “AS 4564—2003/AG 864—2003”. Insert instead “AS 4564—2005”.

### [6] Clause 3 (1), definition of “AS 5601”

Omit “AS 5601—2002/AG 601—2002”. Insert instead “AS 5601—2004”.

## Gas Supply (Safety Management) Amendment Regulation 2007

## Schedule 1 Amendments

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- [7] Clause 4 Network operators to ensure safe gas supply**  
Omit “AG 603” from clause 4 (2) (a). Insert instead “AS 4645”.
- [8] Clause 7 Refusal or discontinuance of supply**  
Omit “, AS 3814” from clause 7 (1) (b).
- [9] Clause 29D Gasfitting work to comply with certain standards**  
Omit clause 29D (1) (a). Insert instead:
- (a) in the case of all gasfitting work:
    - (i) AS 5601, or
    - (ii) if that standard is not applicable to the work, AS 4041, and
- [10] Clause 29D (3) and (4)**  
Omit the subclauses.
- [11] Schedule 1 Safety and operating plans**  
Omit clause 8.



New South Wales

# Occupational Health and Safety Amendment (Administration in Relation to Mines and Coal Workplaces) Regulation 2007

under the

Occupational Health and Safety Act 2000

His Excellency the Lieutenant-Governor, with the advice of the Executive Council, has made the following Regulation under the *Occupational Health and Safety Act 2000*.

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

## Explanatory note

The object of this Regulation is to amend the *Occupational Health and Safety Regulation 2001*:

- (a) to provide that certain references in the *Occupational Health and Safety Act 2000* to WorkCover, in connection with the application of a provision to a mine or coal workplace, are taken to be references to the Director-General of the Department of Primary Industries, and
- (b) to provide that references in section 107 of the *Occupational Health and Safety Act 2000* to WorkCover, in connection with the application of a provision to a mine or coal workplace, are taken to be references to certain inspectors, or certain persons who are taken to have been appointed inspectors, in connection with mines and coal workplaces.

This Regulation is made under the *Occupational Health and Safety Act 2000*, including sections 133 (Application of Act to mines and coal workplaces—references to WorkCover) and 33 (the general regulation-making power), as amended by the *Mine Health and Safety Act 2004*.

Clause 1 Occupational Health and Safety Amendment (Administration in Relation to Mines and Coal Workplaces) Regulation 2007

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## **Occupational Health and Safety Amendment (Administration in Relation to Mines and Coal Workplaces) Regulation 2007**

under the

Occupational Health and Safety Act 2000

### **1 Name of Regulation**

This Regulation is the *Occupational Health and Safety Amendment (Administration in Relation to Mines and Coal Workplaces) Regulation 2007*.

### **2 Amendment of Occupational Health and Safety Regulation 2001**

The *Occupational Health and Safety Regulation 2001* is amended as set out in Schedule 1.

Occupational Health and Safety Amendment (Administration in Relation to Mines and Coal Workplaces) Regulation 2007

Amendments

Schedule 1

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## Schedule 1 Amendments

(Clause 2)

**[1] Clause 358 Application of Act to mines and coal workplaces: references to WorkCover**

Omit “Minister for Primary Industries” from clause 358 (3).

Insert instead “Director-General of the Department of Primary Industries”.

**[2] Clause 358 (4)**

Omit “section 47A of the Act”.

Insert instead “section 47A (Appointment of inspectors in connection with mines) of the Act or a person taken to have been appointed as an inspector by virtue of section 47B (Appointment of inspectors in connection with coal workplaces) of the Act”.



New South Wales

# Pipelines Amendment Regulation 2007

under the

Pipelines Act 1967

His Excellency the Lieutenant-Governor, with the advice of the Executive Council, has made the following Regulation under the *Pipelines Act 1967*.

IAN MACDONALD, M.L.C.,  
Minister for Energy

## Explanatory note

The object of this Regulation is to amend the *Pipelines Regulation 2005* for the following purposes:

- (a) to update a reference to an Australian Standard relating to pipelines,
- (b) to provide for annual reports to be submitted before 31 August each year rather than within 28 days after each anniversary of the grant of a licence under the *Pipelines Act 1967*,
- (c) to require the route of a pipeline for high-pressure gas and liquid petroleum to be marked in accordance with the Australian Standard AS 2885.1—2007, *Pipelines—Gas and liquid petroleum—Design and construction*.

This Regulation is made under the *Pipelines Act 1967*, including sections 27 and 69 (the general regulation-making power).

Clause 1          Pipelines Amendment Regulation 2007

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## **Pipelines Amendment Regulation 2007**

under the

Pipelines Act 1967

### **1 Name of Regulation**

This Regulation is the *Pipelines Amendment Regulation 2007*.

### **2 Amendment of Pipelines Regulation 2005**

The *Pipelines Regulation 2005* is amended as set out in Schedule 1.

Pipelines Amendment Regulation 2007

Amendments

Schedule 1

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## Schedule 1 Amendments

(Clause 2)

**[1] Clause 3 Definitions**

Omit “AS 2885.1—1997” from the definition of *AS 2885.1* in clause 3 (1).

Insert instead “AS 2885.1—2007”.

**[2] Clause 41 Annual report**

Omit “Within 28 days after each anniversary of the grant of a licence, the licensee must provide a written report to the Director-General that includes the following matters”.

Insert instead “A licensee must, in respect of each financial year during which the licence is in force, provide a written report to the Director-General in accordance with this clause that includes the following matters”.

**[3] Clause 41 (2), (3) and (4)**

Insert at the end of the clause:

- (2) Each such report must be provided before 31 August immediately following the financial year to which the report relates.
- (3) A report provided by a licensee under this clause after the commencement of the *Pipelines Amendment Regulation 2007* is not required to include information in respect of a period if that information was included in an earlier report provided by the licensee under this clause.
- (4) In this clause:  
*financial year* means a year ending on 30 June.

**[4] Clause 46 Marking of route of pipeline (section 27)**

Omit clause 46 (1). Insert instead:

- (1) For the purposes of section 27 of the Act, the prescribed manner in which the route of a pipeline must be marked is:
  - (a) in the case of pipelines for high-pressure gas and liquid petroleum—in accordance with the relevant provisions of AS 2885.1, or
  - (b) in any other case—in accordance with subclauses (2)–(4).





New South Wales

# Roads (General) Amendment (TIDC) Regulation 2007

under the

Roads Act 1993

The Administrator, with the advice of the Executive Council, has made the following Regulation under the *Roads Act 1993*.

ERIC ROOZENDAAL, M.L.C.,  
Minister for Roads

## Explanatory note

The object of this Regulation is to amend the *Roads (General) Regulation 2000* to prescribe Transport Infrastructure Development Corporation as a public authority for the purposes of the *Roads Act 1993*.

This Regulation is made under the *Roads Act 1993*, including section 264 (the general regulation-making power) and the Dictionary to the Act (the definition of *public authority*).

Clause 1            Roads (General) Amendment (TIDC) Regulation 2007

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## **Roads (General) Amendment (TIDC) Regulation 2007**

under the

Roads Act 1993

### **1 Name of Regulation**

This Regulation is the *Roads (General) Amendment (TIDC) Regulation 2007*.

### **2 Amendment of Roads (General) Regulation 2000**

The *Roads (General) Regulation 2000* is amended by inserting after clause 78 (f) the following paragraph:

- (g) Transport Infrastructure Development Corporation.

**OFFICIAL NOTICES****Appointments****CONSUMER, TRADER AND TENANCY TRIBUNAL  
ACT 2001**

## Appointment

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

Kay RANSOME

on a full-time basis as Chairperson of the Consumer, Trader and Tenancy Tribunal from 18 September 2007 to the date of the Governor's approval inclusive, with the entitlement to such leave as is applicable from time to time to an officer within the meaning of the Public Sector Employment and Management Act 2002.

Dated at Sydney this 19th day of September 2007.

M. BASHIR,  
Governor

By Her Excellency's Command,

LINDA BURNEY, M.P.,  
Minister for Fair Trading

**CONSUMER, TRADER AND TENANCY TRIBUNAL  
ACT 2001**

## Appointment

I, Professor Marie Bashir, AC, Governor of the State of New South Wales, with the advice of the Executive Council, hereby appoint:

Kay RANSOME

on a full-time basis as Chairperson of the Consumer, Trader and Tenancy Tribunal from the date of the Governor's approval to 17 September 2010 inclusive, with the entitlement to such leave as is applicable from time to time to an officer within the meaning of the Public Sector Employment and Management Act 2002.

Dated at Sydney this 19th day of September 2007.

M. BASHIR,  
Governor

By Her Excellency's Command,

LINDA BURNEY, M.P.,  
Minister for Fair Trading

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## Department of Lands

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### DUBBO OFFICE

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

**Phone: (02) 6883 3300      Fax: (02) 6882 6920**

#### 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: Walgett. Local Government Area: Walgett Shire Council. Locality: Reynolds. Reserve No.: 94975. Public Purpose: Future public requirements. Notified: 22 May 1981. Lot 6, DP 752264, Parish Reynolds, County Denham; Lot 5, DP 752264, Parish Reynolds, County Denham; Lot 66, DP 752264, Parish Reynolds, County Denham; Lot 34, DP 752264, Parish Reynolds, County Denham; Lot 67, DP 752264, Parish Reynolds, County Denham. File No.: DB07 H 54/1.	The part being Lot 67, DP 752264, Parish Reynolds, County Denham, of an area of 4.798 hectares.

Note: Purchase of Perpetual lease 129122 by Naomi and Ronald McMAHON.

**GOULBURN OFFICE****159 Auburn Street (PO Box 748), Goulburn NSW 2580****Phone: (02) 4824 3700 Fax: (02) 4822 4287****NOTIFICATION OF CLOSING OF A ROAD**

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

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

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Descriptions

**SCHEDULE 1**

*Parish – Maffra; County – Wellesley;*  
*Land District – Cooma; L.G.A. – Cooma-Monaro*

Lot 1, DP 1116719 (not being land under the Real Property Act).

File No.: GB05 H 160:JK.

Note: On closing, the title for the land in Lot 1, DP 1116719 remains vested in the State of New South Wales as Crown Land

**SCHEDULE 2**

*Parish – Young; County – Monteagle;*  
*Land District – Young; L.G.A. – Young*

Lot 1, DP 1113788 (not being land under the Real Property Act).

File No.: GB04 H 535:JK.

Note: On closing, the title for the land in Lot 1, DP 1113788 remains vested in the State of New South Wales as Crown Land

**SCHEDULE 3**

*Parish – Oallen; County – Argyle;*  
*Land District – Goulburn; L.G.A. – Goulburn Mulwaree*

Lot 1, DP 1117551 (not being land under the Real Property Act).

File No.: GB05 H 342:JK.

Note: On closing, the title for the land in Lot 1, DP 1117551 remains vested in the State of New South Wales as Crown Land.

**SCHEDULE 4**

*Parish – Araluen; County – St Vincent;*  
*Land District – Braidwood; L.G.A. – Palerang*

Lots 10 and 11, DP 1114267 (not being land under the Real Property Act).

File No.: GB04 H 736:JK.

Note: On closing, the title for the land in Lots 10 and 11, DP 1114267 remains vested in the State of New South Wales as Crown Land.

**GRAFTON OFFICE****76 Victoria Street (Locked Bag 10), Grafton NSW 2460****Phone: (02) 6640 3400 Fax: (02) 6642 5375****APPOINTMENT OF TRUST BOARD MEMBERS**

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

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

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Gregory William PEARSON (new member), Laurence William HOSKING (re-appointment), Keith William MORROW (re-appointment), Ian KIRKLAND (re-appointment), Ernest Barry FIEDLER (re-appointment), Arthur Lloyd NAPPER (re-appointment), Rowan Burnett TRIMBLE (re-appointment).	Booyong Public Recreation and Preservation of Native Flora Reserve Trust.	Reserve No.: 62153. Public Purpose: Preservation of native flora and public recreation. Notified: 3 October 1930. File No.: GF81 R 372/3.

**Term of Office**

For a term commencing 16 November 2007 and expiring 15 November 2012.

**MAITLAND OFFICE****Corner Newcastle Road and Banks Street (PO Box 6), East Maitland NSW 2323****Phone: (02) 4937 9300 Fax: (02) 4934 2252****PLAN OF MANAGEMENT FOR A CROWN RESERVE BEING SPEERS POINT PARK AT SPEERS POINT UNDER PART 5 DIVISION 6 OF THE CROWN LANDS ACT 1989 AND CROWN LANDS REGULATION 2006**

A draft plan of management has been prepared for the Crown Reserve being Speers Point Park, described hereunder which is under the Trust management of Lake Macquarie City Council.

Inspection of the draft plan is available at the Offices of Lake Macquarie City Council, 126-138 Main Road, Speers Point; Belmont Library, 19 Ernest Street, Belmont; Cardiff Library, Main Road, Cardiff; Charlestown Library, Corner Smith and Ridley Streets, Charlestown; Morisset Library, Station Street, Morisset; Speers Point Library, 139 Main Road, Speers Point; Swansea Library, 228 Pacific Highway, Swansea; Toronto Library, Corner Brighton Avenue and Pennell Street, Toronto and the Maitland office of the Department of Lands, corner Newcastle Road and Banks Street, East Maitland. The draft plan can also be viewed on Lake Macquarie City Council's website [www.lakemac.com.au](http://www.lakemac.com.au).

Submissions are invited from the public on the draft plan. The draft plan will be on exhibition from Saturday, 13 October 2007, until Saturday, 24 November 2007. Submissions will be received up until 5:00 p.m., Monday, 26 November 2007 and should be sent to The General Manager, Lake Macquarie City Council, PO Box 1906, Hunter Region Mail Centre NSW 2310, or emailed to [council@lakemac.nsw.gov.au](mailto:council@lakemac.nsw.gov.au).

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

## Description of Reserve

*Land District – Newcastle; L.G.A. – Lake Macquarie;  
Parish – Kahibah; County – Northumberland*

Area dedicated for public recreation, Gazette 25 May 1887 and 17 December 1937, being Lot Pt Lot A, DP 949269; Lot 1, DP 727727; Lots 7113, 7115 and 7121, DP 1053066 and Lot 1, DP 998238.

File No.: MD00 R 15.

**ORANGE OFFICE****92 Kite Street (PO Box 2146), Orange NSW 2800****Phone: (02) 6391 4300 Fax: (02) 6362 3896****NOTIFICATION OF CLOSING OF PUBLIC ROAD**

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

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

## SCHEDULE

## Description

*Parishes – Hartley and Lowther;  
Counties – Cook and Westmoreland;  
Land District – Lithgow; Shire – Lithgow*

Road Closed: Lots 1-3 in Deposited Plan 1117029.

File No.: CL/00066.

Note: On closing, title to the land comprised in Lots 1-3 remains vest in the Crown as Crown Land.

**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: Lithgow.  
L.G.A.: Lithgow.  
Parish: Gindantherie.  
County: Cook.  
Village: Glen Davis.  
Reserve No.: 751639.  
Purpose: Future public requirements.  
Date of Notification:  
29 June 2007.  
File No.: OE03 H 245.

*Column 2*

Parts being allotments 3, 15 and 16, section 17,  
DP 751639.  
Area: 1,726 square metres.

**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**

**DECLARATION OF LAND TO BE CROWN LAND**

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

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

**SCHEDULE**

Land held by the State of New South Wales

*Land District – Windsor; L.G.A – Hawkesbury  
Parish – Currency; County – Cook*

About 500m<sup>2</sup> at Comleroy being land described Conveyance  
Number 294 in Book 8314. File No. MN89 R 26

**RESERVATION OF CROWN LAND**

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

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

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>
Land District: Metropolitan	Reserve No. 1014088
Local Government Area: Hawkesbury City Council	Public Purpose: Community Purposes
Locality: Kurrajong	
Lot 7003, DP 751637 #	
Parish: Currency	
County: Cook	
Area: About 500m <sup>2</sup>	
File Ref: MN89 R 26/4	

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

**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**

<i>Column 1</i>	<i>Column 2</i>
Land District: Metropolitan	Reserve No. 72935
Local Government Area: Randwick City Council	Public Purpose: Public Recreation
Locality: Maroubra	Notified: 17 December 1948
Lot 4909, DP 752015	Lots 4902 and 4922, DP 752015
Parish: Botany	Parish: Botany
County: Cumberland	County: Cumberland
Area: 1290m <sup>2</sup>	New Area: 8347m <sup>2</sup>
File Ref.: MN94 R 123	





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

THE notification appearing in the *New South Wales Government Gazette* of 28 September 2007, Folio 7384, under the heading "Appointment of Members of Local Land Boards" is hereby withdrawn and should be disregarded in lieu of the replacement notification appearing hereunder.

**APPOINTMENT OF MEMBERS OF LOCAL LAND BOARDS**

PURSUANT to the provisions of the Crown Lands Act 1989, the undermentioned persons have been appointed as members of the Local Land Board for the Land Districts particularised hereunder for a term expiring 30 June 2009.

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

**SCHEDULE**

<i>Member</i>	<i>Land District</i>
William Alan RADFORD	Gloucester
Julia Yvonne MARTIN	Taree
Roderick Murgha MACK	Port Macquarie
Desmond Peter DALEY	
John Richard TRANT-FISCHER	Kempsey
William John SINGLETON	Bellingen
John ADAMS	Grafton
Unwin Gaine CARTMILL	
Peter Alexander CARLILL	Casino
Robert Dunbar LOWREY	
Selwyn Trevor BRYANT	Lismore
James William SNEESBY	
John Kenny McDONALD	Murwillumbah
Maryn Joanne WAGSTAFF	

**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>
Kevin CARTER.	Lansdowne (Sandy Point) Recreation and Flora Reserve Trust.	Reserve No.: 50557. Public Purpose: Public recreation and preservation of native flora. Notified: 10 March 1915. File No.: TE80 R 186.

For a term commencing 8 October 2007 and expiring 7 April 2008.

**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](http://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 October 2007 to 9 November 2007 and should be sent to the Program Manager, Land Management, Department of Lands, PO Box 440, Taree NSW 2430. Telephone enquiries should be directed to the Taree Office on (02) 6591 3526.

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

**Description**

Approximately 3.28 hectares of Crown Land located fronting the Oxley Highway in the locality of Bagnoo, Parish of Cowangara, County of Macquarie.

Reason: To determine appropriate future land use and management options including possible sale of the Crown Land.

Contact Officer: Miss Jaimee Vlastuin.

File No.: TE90 H 238.

**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 Greater Taree City Council during normal business hours and on the Lands Department website at [www.lands.nsw.gov.au](http://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 October 2007 to 9 November 2007 and should be sent to the Program Manager, Land Management, Department of Lands, PO Box 440, Taree NSW 2430. Telephone enquiries should be directed to the Taree Office on (02) 6591 3526.

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

**Description**

Approximately 5.2 hectares of Crown Land located fronting Nowendoc Road in the locality of Mount George, Parish of Wyoming, County of Macquarie.

Reason: To determine appropriate future land use and management options including possible sale of the Crown Land.

Contact Officer: Miss Jaimee Vlastuin.

File No.: TE81 H 326.

**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 Greater Taree City Council during normal business hours and on the Lands Department website at [www.lands.nsw.gov.au](http://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 October 2007 to 9 November 2007 and should be sent to the Program Manager, Land Management, Department of Lands, PO Box 440, Taree NSW 2430. Telephone enquiries should be directed to the Taree office on (02) 6591 3526.

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

Description

Approximately 33 hectares of Crown Land located on Rifle Range Road directly to the north of the village of Wingham, Parish of Wingham, County of Macquarie.

Reason: To determine appropriate future land use and management options including possible sale of the Crown Land.

Contact Officer: Miss Jaimee Vlastuin.

File No.: TE85 H 353.

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

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

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

SCHEDULE

Column 1	Column 2	Column 3
Kevin CARTER	Lansdowne (Sandy Point) Recreation and Flora Reserve Trust	Reserve No: 50557 Public Purpose: Public Recreation and Public Recreation and Preservation of Native Flora Notified: 10 March 1915 File: TE80R186

For a term commencing 8 October 2007 and expiring 7 April 2008.

**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](http://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 October 2007 to 9 November 2007 and should be sent to the Program Manager, Land Management, Department of Lands, P.O. Box 440, Taree, 2430. Telephone enquiries should be directed to the Taree Office on 02 6591 3526.

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

Description: Approximately 3.28 hectares of Crown land located fronting the Oxley Highway in the locality of Bagnoo, Parish of Cowangara County of Macquarie.

Reason: To determine appropriate future land use and management options including possible sale of the Crown land.

Contact Officer: Miss Jaimee Vlastuin  
(File No. TE90H238)

**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 Greater Taree City Council during normal business hours and on the Lands Department website at [www.lands.nsw.gov.au](http://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 October 2007 to 9 November 2007 and should be sent to the Program Manager, Land Management, Department of Lands, P.O. Box 440, Taree, 2430. Telephone enquiries should be directed to the Taree Office on 02 6591 3526.

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

Description: Approximately 5.2 hectares of Crown land located fronting Nowendoc Road in the locality of Mount George, Parish of Wyoming County of Macquarie.

Reason: To determine appropriate future land use and management options including possible sale of the Crown land.

Contact Officer: Miss Jaimee Vlastuin  
(File No. TE81H326)

**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 Greater Taree City Council during normal business hours and on the Lands Department website at [www.lands.nsw.gov.au/land management](http://www.lands.nsw.gov.au/land%20management).

Representations are invited from the public on the draft assessment. These may be made in writing for a period commencing from 12 October 2007 to 9 November 2007 and should be sent to the Program Manager, Land Management, Department of Lands, P.O. Box 440, Taree, 2430. Telephone enquiries should be directed to the Taree office on 02 6591 3526.

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

Description: Approximately 33 hectares of Crown land located on Rifle Range Road directly to the north of the village of Wingham, Parish of Wingham County of Macquarie.

Reason: To determine appropriate future land use and management options including possible sale of the Crown land.

Contact Officer: Miss Jaimee Vlastuin  
(File No. TE85H353)

**WAGGA WAGGA OFFICE**

**Corner Johnston and Tarcutta Streets (PO Box 60), Wagga Wagga NSW 2650**

**Phone: (02) 6937 2700 Fax: (02) 6921 1851**

**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**

<i>Column 1</i>	<i>Column 2</i>
Land District: Corowa.	Reserve No.: 77404.
Local Government Area: Corowa Shire Council.	Public Purpose: Preservation of native flora and preservation of fauna.
Locality: Corowa.	Notified: 28 January 1955.
Lot 534, DP No. 753734, Parish Corowa, County Hume.	Lot 542, DP No. 725077, Parish Corowa, County Hume.
Area: 7.993 hectares.	New Area: 77.703 hectares.
File No.: WA92 H 142.	

**APPOINTMENT OF TRUST BOARD MEMBERS**

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

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

**SCHEDULE 1**

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Shayne MOYLAN (new member), Myree WATERS (new member), Elizabeth Mary McCALLUM (new member), Cherilyn BANKS (new member), Jane Elizabeth SMITH (new member), Rhonda SHOEMARK (new member), Patricia CARLSON (re-appointment).	Tarcutta Memorial Hall Trust.	Dedication No.: 620070. Public Purpose: Public hall site. Notified: 10 June 1927. File No.: WA82 R 96/2.

**Term of Office**

For a term commencing the date of this notice and expiring 31 July 2012.

**SCHEDULE 2**

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
James William CROZIER (new member), Anthony Keith MARSHALL (new member).	Tumbarumba Racecourse Trust.	Reserve No.: 63877. Public Purpose: Public recreation and racecourse. Notified: 13 April 1933. File No.: WA79 R 55/2.

**Term of Office**

For a term commencing the date of this notice and expiring 28 February 2009.

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## Department of Planning

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New South Wales

### **State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)**

under the

Environmental Planning and Assessment Act 1979

Her Excellency the Governor, with the advice of the Executive Council, has made the following State environmental planning policy under the *Environmental Planning and Assessment Act 1979* in accordance with the recommendation made by the Minister for Planning. (S06/01256-1)

FRANK SARTOR, M.P.,  
Minister for Planning

Clause 1 State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)

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## State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)

under the

Environmental Planning and Assessment Act 1979

### 1 Name of Policy

This Policy is *State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)*.

### 2 Aims of Policy

The aims of this Policy are:

- (a) to identify the land to which this Policy applies as a State significant site under *State Environmental Planning Policy (Major Projects) 2005*, and
- (b) to identify development on that land that is development to which Part 3A of the *Environmental Planning and Assessment Act 1979 (the Principal Act)* applies, and
- (c) to establish appropriate zoning and other development controls for that land, whether the development is carried out under an approval under Part 3A of the Principal Act or a development consent under Part 4 of that Act, and
- (d) to provide for appropriate development on that land that satisfies the principles of ecologically sustainable development, and
- (e) to encourage a culturally rich and vibrant place for people, and
- (f) to ensure accessibility to and along Sydney Harbour and its foreshores.

### 3 Land to which Policy applies

This Policy applies to land shown edged heavy black on Map 10 in Schedule 3 to *State Environmental Planning Policy (Major Projects) 2005* (to be inserted by Schedule 1 [5] to this Policy).

### 4 Amendment of State Environmental Planning Policy (Major Projects) 2005

*State Environmental Planning Policy (Major Projects) 2005* is amended as set out in Schedule 1.

State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)

Amendments

Schedule 1

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## Schedule 1 Amendments

(Clause 4)

### [1] Clause 16 Savings and transitional provisions

Insert after clause 16 (2):

- (2A) Anything done under Part 3A of the Act in reliance on a declaration by this Policy of development described in a Schedule to this Policy to be a project to which Part 3A applies is not affected by the repeal of that description of that development in that Schedule, but only if that project continues to be a Part 3A project by the inclusion of the description of that development in another Schedule to this Policy.

### [2] Schedule 2 Part 3A projects—specified sites

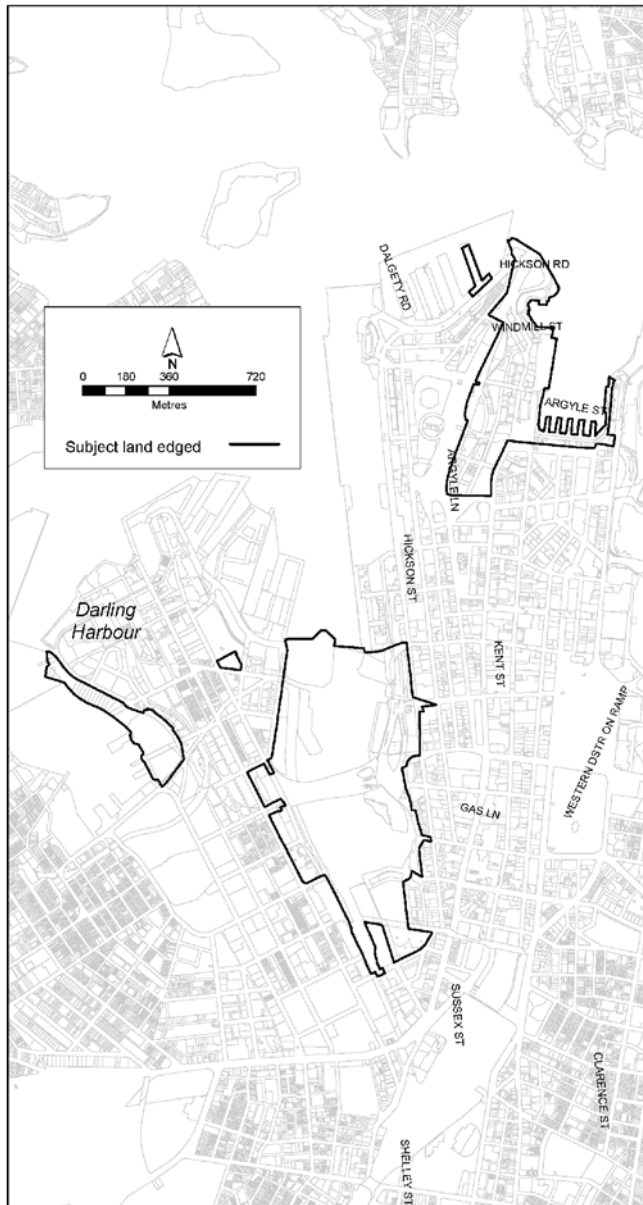
Omit clause 10 (1) (d).

State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)

Schedule 1 Amendments

[3] Schedule 2, Map 9

Omit the map. Insert instead:



State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)

Amendments

Schedule 1

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**[4] Schedule 3 State significant sites**

Insert in appropriate order:

**Part 12 Barangaroo site**

**Division 1 Preliminary**

**1 Land to which this Part Applies**

This Part applies to the land identified on Map 10 to this Schedule referred to in this Schedule as the *Barangaroo site*.

**2 Interpretation**

(1) In this Part:

*Building Height Map* means the State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)—Barangaroo Site Building Height Map.

*Gross Floor Area Map* means the State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)—Barangaroo Site Gross Floor Area Map.

*Heritage Conservation Map* means the State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)—Barangaroo Site Heritage Conservation Map.

*heritage item* means a building, work, relic, tree or place that is shown as a heritage item on the Heritage Conservation Map.

*Zoning Map* means the State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)—Barangaroo Site Zoning Map.

(2) A word or expression used in this Part has the same meaning as it has in the standard instrument prescribed by the *Standard Instrument (Local Environmental Plans) Order 2006* unless it is otherwise defined in this Part.

**3 Relationship with other environmental planning instruments**

The only environmental planning instruments that apply, according to their terms, to or in respect of development on land within the Barangaroo site are this Policy and all other State environmental planning policies except *State Environmental Planning Policy No 1—Development Standards*.



State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)

Schedule 1 Amendments

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**4 Maps**

- (1) A reference in this Part to a named map adopted by this Part is a reference to a map by that name:
  - (a) approved by the Minister when the map is adopted, and
  - (b) as amended from time to time by maps declared by environmental planning instruments to amend that map, and approved by the Minister when the instruments are made.
- (2) Any 2 or more named maps may be combined into a single map. In that case, a reference in this Part to any such named map is a reference to the relevant part or aspect of the single map.
- (3) Any such maps are to be kept and made available for public access in accordance with arrangements approved by the Minister.

**Division 2 Part 3A projects**

**5 Part 3A projects**

- (1) Such development within the Barangaroo site as has a capital investment value of more than \$5 million, other than development for the purpose of a public utility undertaking.
- (2) Subdivision of land within the Barangaroo site, other than a strata title subdivision, a community title subdivision, or a subdivision for any one or more of the following purposes:
  - (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 or emergency service purposes or public conveniences.

**Note.** Clause 1 (3) of Part 1 of Schedule 6 provides that the Minister is the consent authority for all development on the Barangaroo site that is development to which Part 4 of the Act applies.

State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)

Amendments

Schedule 1

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### **Division 3 Provisions applying to development within Barangaroo site**

#### **6 Application of Division**

This Division applies with respect to any development within the Barangaroo site and so applies whether or not the development is a project to which Part 3A of the Act applies.

#### **7 Land use zones**

- (1) For the purposes of this Policy, land within the Barangaroo site is in a zone as follows if the land is shown on the Zoning Map as being within that zone:
  - (a) Zone B4 Mixed Use,
  - (b) Zone RE1 Public Recreation.
- (2) The consent authority must have regard to the objectives for development in a zone when determining a development application in respect of land within the zone.

#### **8 Zone B4 Mixed Use**

- (1) The objectives of Zone B4 Mixed Use are as follows:
  - (a) to provide a mixture of compatible land uses,
  - (b) to integrate suitable development in accessible locations so as to maximise public transport patronage and encourage walking and cycling,
  - (c) to encourage a diverse and compatible range of activities through various means, including the following:
    - (i) commercial and retail development,
    - (ii) cultural and entertainment facilities,
    - (iii) tourism, leisure and recreation facilities,
    - (iv) social, education and health services,
    - (v) higher density residential development,
  - (d) to incorporate contemporary urban design principles in the design of new buildings and the interpretation of their relationship with the public domain,
  - (e) to implement the principles of energy efficiency, travel demand management and other sustainable development practices as part of the development assessment process,
  - (f) to facilitate the conservation of heritage items,

State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)

Schedule 1 Amendments

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- (g) to ensure that the nuisance generated by non-residential development, such as that related to operating hours, noise, loss of privacy, vehicular and pedestrian traffic or other factors, is controlled so as to preserve the quality of life for residents in the area.
- (2) Except as otherwise provided by this Policy, development for any purpose may be carried out with consent on land within Zone B4 Mixed Use unless prohibited by subclause (3).
- (3) Development for any of the following purposes is prohibited on land within Zone B4 Mixed Use:  
bulky goods premises; caravan parks; dual occupancies; dwelling houses; extractive industries; hazardous industries; hazardous storage establishments; heavy industries; industries; light industries; materials recycling or recovery centres; mines; moveable dwellings; offensive industries; offensive storage establishments; restricted premises; sex services premises; truck depots; warehouse or distribution centres.

**9 Zone RE1 Public Recreation**

- (1) The objectives of Zone RE1 Public Recreation are as follows:
  - (a) to enable land to be used for public open space or recreational purposes,
  - (b) to provide a range of recreational settings and activities and compatible land uses,
  - (c) to protect and enhance the natural environment for recreational purposes,
  - (d) to ensure the vitality and safety of the community and public domain,
  - (e) to promote and maintain public access to and along the foreshore,
  - (f) to allow land beneath the finished surface of the public domain to be used for car parking associated with development on land within Zone B4 Mixed Use if it can be demonstrated that any such use will not detract from the primary use of the land for public open space or recreational purposes,
  - (g) to allow the public domain to be enhanced by a variety of compatible land uses in a manner that contributes positively to, and does not dominate, the primary use of the land for public open space or recreational purposes,

State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)

Amendments

Schedule 1

- 
- (h) to allow land to be used in conjunction with the transportation of passengers by water.
- (2) Development for any of the following purposes may be carried out with consent on land within Zone RE1 Public Recreation:
- charter and tourism boating facilities; community facilities; earth works; entertainment facilities; environmental facilities; environmental protection works; food and drink premises; function centres; information and education facilities; jetties; kiosks; markets; passenger transport facilities; public entertainment; public halls; recreation areas; recreation facilities (indoor); recreation facilities (outdoor); roads; telecommunications facilities; telecommunications networks; temporary structures; transport depots; underground car parks.
- (3) Except as otherwise provided by this Policy, development is prohibited on land within Zone RE1 Public Recreation unless it is permitted by subclause (2).
- (4) For the purposes of subclause (2), *kiosk* means retail premises with a gross floor area not exceeding 80 square metres and that provides food, light refreshments and other small convenience items such as newspapers, films and the like.

#### 10 Additional permitted uses

Despite any other provision of this Policy, development for the following purposes on the following land may be carried out with development consent:

- (a) a harbour control operations tower on Lot 4, DP 876514,
- (b) a port safety operations facility on Lot 2, DP 876514.

#### 11 Exempt and complying development

Development within the Barangaroo site that satisfies the requirements for exempt development or complying development specified in *Central Sydney Development Control Plan 1996*, as in force on 9 February 2007, is exempt development or complying development, as appropriate.

#### 12 Demolition within Zone RE1 Public Recreation

Development for the purposes of demolition may be carried out with consent on land within Zone RE1 Public Recreation.

State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)

Schedule 1 Amendments

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**13 Advertising within Zone RE1 Public Recreation**

Development for the purposes of an advertisement may be carried out with consent on land within Zone RE1 Public Recreation if:

- (a) the advertisement is erected by, or on behalf of, a public authority, and
- (b) it is displayed on public street furniture, a bus shelter, a public telephone booth or a similar structure.

**14 Commercial port facilities**

- (1) Development for the purposes of a commercial port facility that has a capital investment value of \$5 million or less and is carried out on land within the Barangaroo site does not require development consent.

**Note.** As a consequence of the removal of the requirement for development consent under Part 4 of the Act, development for the purposes of commercial port facilities having a capital investment value of \$5 million or less is subject to the environmental assessment and approval requirements of Part 5 of the Act.

- (2) Development for the purposes of a commercial port facility that has a capital investment value of more than \$5 million may only be carried out on the Barangaroo site with consent.

**15 Public utility undertakings**

- (1) Development for the purposes of public utility undertakings that is carried out on land within the Barangaroo site does not require development consent.

**Note.** As a consequence of the removal of the requirement for development consent under Part 4 of the Act, development for the purposes of public utility undertakings is subject to the environmental assessment and approval requirements of Part 5 of the Act or, if it is applicable, Part 3A of the Act.

- (2) This clause does not apply to any development to which clause 14 applies.

**16 Subdivision—consent requirements**

- (1) **Consent required for subdivision**

Land within the Barangaroo site may be subdivided, but only with consent.

- (2) **Consent not required for minor subdivision**

However, consent is not required for a subdivision for the purpose only of any one or more of the following:

State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)

Amendments

Schedule 1

- 
- (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 or emergency service purposes or public conveniences.

(3) **Strata subdivision**

Subject to the other provisions of this Part, development consent may be granted to a subdivision of land under the *Strata Schemes (Freehold Development) Act 1973* or the *Strata Schemes (Leasehold Development) Act 1986* only if the consent authority is satisfied that the subdivision will result in lots that:

- (a) if the subdivision is for the purpose of the erection of a building, are capable of accommodating a building that:
    - (i) complies with all relevant requirements of this Part, including those relating to maximum building height and gross floor area, design excellence and heritage conservation, and
    - (ii) is not an overdevelopment of the lot, and
    - (iii) facilitates orderly and high quality development of the resultant lots, and
  - (b) provide an appropriate curtilage for any heritage item on the land that does not adversely affect the heritage significance of the item, and
  - (c) are compatible with the existing subdivision pattern of the locality.
- (4) Before granting consent for stratum subdivision of a building, the consent authority must consider whether the related building management statement or strata management statement adequately addresses the ongoing maintenance, upgrading, redevelopment and structural adequacy of the part of the building within each proposed stratum lot.

## State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)

## Schedule 1 Amendments

- 
- (5) Before granting the subdivision certificate for strata subdivision of a new or refurbished building, the consent authority must be satisfied that any occupation certificate needed before the building is occupied has been issued.

**17 Height of buildings**

- (1) The height of any building on any block of land on the Barangaroo site is not to exceed the height for development on that block, expressed as Reduced Level (RL), as shown on the Building Height Map.
- (2) In this clause, *block of land* means the following:
- an area of land shown edged in black and numbered "1", "2", "3", "4", "5", "6" or "7" on the Building Height Map,
  - the combined areas of land shown edged in black and numbered "8" on that map.

**18 Gross floor area restrictions**

- (1) The total gross floor area of all buildings on any block of land on the Barangaroo site is not to exceed the gross floor area shown for that block on the Gross Floor Area Map.
- (2) Despite subclause (1), the total gross floor area of all buildings on a block of land numbered "2", "3" or "4" may exceed the gross floor area shown for that block on the Gross Floor Area Map if the total gross floor area of all buildings on those 3 blocks combined does not exceed 310,500 square metres (being the sum of the gross floor areas shown for those blocks on that map).
- (3) In this clause, *block of land* means the following:
- an area of land shown edged in black and numbered "1", "2", "3", "4", "5", "6" or "7" on the Gross Floor Area Map,
  - the combined areas of land shown edged in black and numbered "8" on that map.

**19 Design excellence**

- (1) Consent must not be granted to development involving the erection of a new building or external alterations to an existing building unless the consent authority has considered whether the proposed building exhibits design excellence.
- (2) In considering whether the proposed building exhibits design excellence, the consent authority must have regard to the following matters:

State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)

Amendments

Schedule 1

- 
- (a) whether a high standard of architectural design, materials and detailing appropriate to the building type and location will be achieved,
    - (b) whether the form and external appearance of the building will improve the quality and amenity of the public domain,
    - (c) whether the building will meet sustainable design principles in terms of sunlight, natural ventilation, wind, reflectivity, visual and acoustic privacy, safety and security and resource, energy and water efficiency,
    - (d) if a design competition is required to be held in relation to the building, as referred to in subclause (3), the results of the competition.
  - (3) Consent must not be granted to the following development unless a design competition has been held in relation to the proposed development:
    - (a) the erection of a new building that will be greater than Reduced Level (RL) 57,
    - (b) the erection of a new building on a site of greater than 1,500 square metres.
  - (4) Subclause (3) does not apply if the Director-General:
    - (a) certifies in writing that the development is one for which an architectural design competition is not required because of the excellence of the proposed design for the development concerned, and
    - (b) is satisfied that:
      - (i) the architect responsible for the proposed design has an outstanding reputation in architecture, and
      - (ii) necessary arrangements have been made to ensure that the proposed design is carried through to the completion of the development concerned.
  - (5) The Director-General may issue procedures setting out or dealing with the following:
    - (a) the conduct of design competitions,
    - (b) the establishment of design competition juries.
  - (6) In the event a design competition is held, the consent authority must, before granting consent, consider the advice of a design competition jury established in accordance with any procedures issued under this clause.



State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)

Schedule 1 Amendments

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- (7) In this clause:  
*design competition* means a competitive process conducted in accordance with procedures issued by the Director-General from time to time.

**20 Exceptions to development standards**

- (1) The objectives of this clause are:
- (a) to provide an appropriate degree of flexibility in applying certain development standards to particular development, and
  - (b) to achieve better outcomes for and from development by allowing flexibility in particular circumstances.
- (2) Consent may, subject to this clause, be granted for development even though the development would contravene a development standard imposed by this or any other environmental planning instrument.
- (3) Consent must not be granted for development that contravenes a development standard unless the consent authority has considered a written request from the applicant that seeks to justify the contravention of the development standard by demonstrating:
- (a) that compliance with the development standard is unreasonable or unnecessary in the circumstances of the case, and
  - (b) that there are sufficient environmental planning grounds to justify contravening the development standard.
- (4) Consent must not be granted for development that contravenes a development standard unless:
- (a) the consent authority is satisfied that:
    - (i) the applicant's written request has adequately addressed the matters required to be demonstrated by subclause (3), and
    - (ii) the proposed development will be in the public interest because it is consistent with the objectives of the particular standard and the objectives for development within the zone in which the development is proposed to be carried out, and
  - (b) the concurrence of the Director-General has been obtained.

State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)

Amendments

Schedule 1

- 
- (5) In deciding whether to grant concurrence, the Director-General must consider:
- (a) whether contravention of the development standard raises any matter of significance for State or regional environmental planning, and
  - (b) the public benefit of maintaining the development standard, and
  - (c) any other matters required to be taken into consideration by the Director-General before granting concurrence.
- (6) After determining a development application made pursuant to this clause, the consent authority must keep a record of its assessment of the factors required to be addressed in the applicant's written request referred to in subclause (3).

## **21 Heritage conservation**

- (1) A person must not, in respect of a building, work, relic, tree or place that is a heritage item:
- (a) demolish, dismantle, move or alter the building, work, relic, tree or place, or
  - (b) damage or remove the relic, or
  - (c) excavate land for the purpose of discovering, exposing or moving the relic, or
  - (d) damage or despoil the tree or place, or
  - (e) erect a building on, or subdivide, land on which the building, work or relic is situated or that comprises the place, or
  - (f) damage any tree, or land on which the building, work or relic is situated, or the land that comprises the place, or
  - (g) make structural changes to the interior of the building or work,
- except with the consent of the consent authority.
- (2) However, consent under this clause is not required if the proponent of the development has notified the consent authority of the proposed development and the consent authority has advised the proponent in writing before any work is carried out that it is satisfied that the proposed development:
- (a) is of a minor nature, or is for the maintenance of the heritage item, and
  - (b) would not adversely affect the significance of the heritage item.

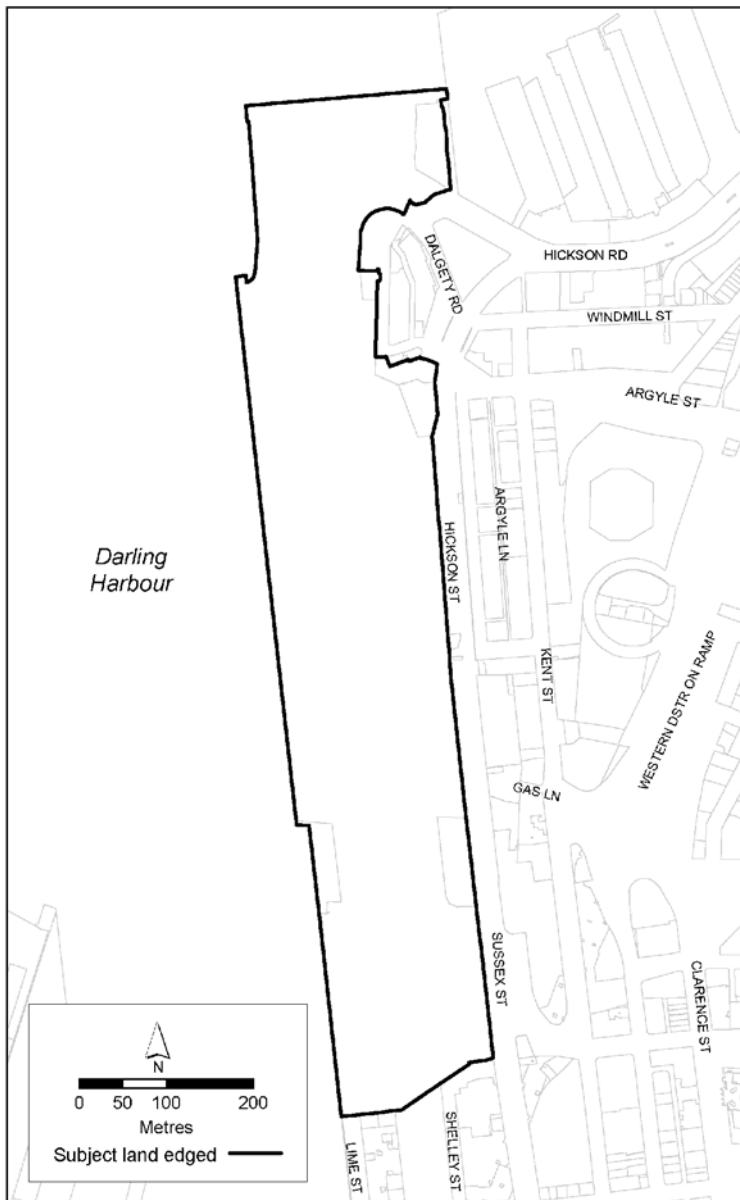
State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)

Schedule 1 Amendments

**[5] Schedule 3, Map 10**

Insert in appropriate order at the end of the Schedule:

**Map 10—Schedule 3—Barangaroo site**



State Environmental Planning Policy (Major Projects) 2005 (Amendment No 18)

Amendments

Schedule 1

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**[6] Schedule 6 Minister consent authority for Part 4 development**

Omit clause 1 (1) (d).

**[7] Schedule 6, clause 1 (3)**

Insert after clause 1 (2):

- (3) Development (with a capital investment value of not more than \$5 million) within the area identified on Map 10 to Schedule 3.

**Note.** Development controls in relation to the Barangaroo site for development under Part 4 of the Act are contained in Part 12 of Schedule 3.w



New South Wales

## Gosford Local Environmental Plan No 456

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*. (CC0000020/PC-1)

FRANK SARTOR, M.P.,  
Minister for Planning

Clause 1 Gosford Local Environmental Plan No 456

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## **Gosford Local Environmental Plan No 456**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Gosford Local Environmental Plan No 456*.

### **2 Aims of plan**

The aims of this plan are:

- (a) to enable the land to which this plan applies to be developed for a mixed-use commercial and residential development, and
- (b) to ensure that any future development of that land retains the existing Avoca Beach theatre building, and
- (c) to provide for the establishment of an independent panel to provide advice to the consent authority about development applications relating to the land.

### **3 Land to which plan applies**

This plan applies to Lot 140, DP 9359 and Lot 651, DP 16791, Avoca Drive, Avoca Beach, as shown edged heavy black on the map marked "Gosford Local Environmental Plan No 456" deposited in the office of the Gosford City Council.

### **4 Amendment of Gosford Planning Scheme Ordinance**

*Gosford Planning Scheme Ordinance* is amended as set out in Schedule 1.

Gosford Local Environmental Plan No 456

Amendments

Schedule 1

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## Schedule 1 Amendments

(Clause 4)

### [1] Clause 49DN

Insert in appropriate order:

#### **49DN Avoca Beach theatre**

- (1) This clause applies to Lot 140, DP 9359 and Lot 651, DP 16791, Avoca Drive, Avoca Beach, as shown edged heavy black on the map marked "Gosford Local Environmental Plan No 456" deposited in the office of the Council.
- (2) Development may, with development consent, be carried out on land to which this clause applies for the purpose of a residential flat building, a place of assembly, an art gallery or a restaurant.
- (3) The maximum floor space ratio for the land to which this clause applies is 1:1.
- (4) The maximum height for a building erected on the land to which this clause applies is 10 metres, except as provided by subclause (5).
- (5) The consent authority may consent to development that exceeds the maximum height specified in subclause (4) if it is satisfied that any part of a building that is to exceed the maximum height:
  - (a) is to be used for cinema or theatre purposes, and
  - (b) is an integral part of the design of the building.
- (6) Strata subdivision is permissible, with development consent, on the land to which this clause applies.
- (7) The consent authority must not grant development consent to development on land to which this plan applies:
  - (a) unless the development application has been referred for assessment to an Independent Design Review Panel appointed in consultation with the Director-General of the Department of Planning, and
  - (b) except with the concurrence of the Director-General.
- (8) The consent authority must not grant development consent to development on land to which this plan applies unless it has taken into consideration the following:
  - (a) the assessment of the Independent Design Review Panel of the development application,

## Gosford Local Environmental Plan No 456

## Schedule 1 Amendments

- 
- (b) whether the proposed development retains the existing theatre building,
  - (c) whether the design of the proposed development complements the heritage qualities of the existing theatre building,
  - (d) whether the proposed development provides a high standard of urban design and architectural quality, including the interface between the development and the adjoining public park,
  - (e) whether the design of the proposed development is appropriate for the location of the land in the coastal zone,
  - (f) whether adequate car parking is provided,
  - (g) whether the proposed development provides measures to conserve water usage and to increase water efficiency.
- (9) Before granting concurrence under this clause, the Director-General must consider the assessment of the Independent Design Review Panel in relation to the following:
- (a) whether the proposed development retains the existing theatre building,
  - (b) whether the design of the proposed development complements the heritage qualities of the existing theatre building,
  - (c) whether the proposed development provides a high standard of urban design and architectural quality, including the interface between the development and the adjoining public park,
  - (d) whether the design of the proposed development is appropriate for the location of the land in the coastal zone.
- (10) The consent authority is not required to comply with subclauses (7) and (8) (a) if the Director-General certifies in writing that the development is of minor significance.
- (11) This clause has effect despite any other provisions of this Ordinance.
- (12) In this clause:  
*coastal zone* has the same meaning as in the *Coastal Protection Act 1979*.



Gosford Local Environmental Plan No 456

Amendments

Schedule 1

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**[2] Clause 49E Development of certain lands**

Omit the following matter from the Table to clause 49E:

Part Lot 140, D.P. 9359, Avoca Drive, Avoca Beach, as shown edged heavy black on the map marked "Gosford Local Environmental Plan No. 388" deposited in the office of the Council Outdoor cinema

## Department of Primary Industries

### FISHERIES MANAGEMENT ACT 1994

Appointment of Recreational Fishing Representatives to  
Management Advisory Committees

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, pursuant to section 230 (2) (b) of the Fisheries Management Act 1994 (“the Act”), appoint the persons named in column 1 of the schedule below as members of the Management Advisory Committee described in column 2 of the schedule below, from date of appointment until 31 January 2010.

Dated this 6th day of September 2007.

#### SCHEDULE

<i>Name</i>	<i>Management Advisory Committee</i>
Peter PLUNKETT	Ocean Trawl Management Advisory Committee
Oliver WADY	Ocean Trap and Line Management Advisory Committee
Bill HARVEY	Ocean Hauling Management Advisory Committee
Malcolm POOLE	Estuary General Management Advisory Committee
Malcolm POOLE	Estuary Prawn Trawl Management Advisory Committee
Peter PLUNKETT	Abalone Management Advisory Committee
Oliver WADY	Lobster Management Advisory Committee

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

### FISHERIES MANAGEMENT ACT 1994

Non-statutory committee of the Advisory Council on  
Recreational Fishing (ACoRF)

Appointment of Members to the Recreational Fishing  
Saltwater Trust Expenditure Committee

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, appoint the persons listed in the schedule below as members of the Recreational Fishing Saltwater Trust Expenditure Committee, for a period of three years from date of appointment.

#### SCHEDULE

TERRY, Lisa  
DREW, John  
HARRISON, Graham  
JONES, Lionel  
RHODES, Stuart  
LIDDELL, Greg  
JONES, David  
KENNELLY, Steve

Dated this 24th day of August 2007.

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

### FISHERIES MANAGEMENT ACT 1994

Section 8 and Section 11 Notification – Fishing Closure  
Botany Bay and Tributaries

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:

1. pursuant to section 11 of the Act, revoke the following notifications (and any notification revived as a result of this revocation):
  - (a) the notification titled “Botany Bay and tributaries, including Georges River and Cooks River” published in *Government Gazette* No. 210 of 8 November 2002 at pages 9478-9480;
  - (b) the notification titled “Botany Bay and tributaries, including Georges River and Cooks River” published in *Government Gazette* No. 45 of 14 February 2003 at page 1647;
  - (c) the notification titled “Alexandra Canal” published in *Government Gazette* No. 171 of 29 October 2004 at page 8344 (special supplement).
2. pursuant to section 8 of the Act, prohibit the following:
  - (a) the taking of all species of fish by the methods of fishing specified in Column 1 of Schedules 1 to 7 (inclusive) to this notification, from the waters described opposite in Column 2 of Schedules 1 to 7 (inclusive);
  - (b) the taking of all species of fish by the methods of fishing specified in Column 1 of Schedule 8 to this notification, from the waters described opposite in Column 2 of Schedule 8, for the period described opposite in Column 3 of Schedule 8.
  - (c) the taking of the species of fish specified in Column 1 of Schedules 9 and 10 to this notification, by the methods of fishing specified opposite in Column 2 of Schedules 9 and 10, from the waters described opposite in Column 3 of Schedules 9 and 10.

In the Schedules to this notification:

“General Regulation” means the Fisheries Management (General) Regulation 2002.

This fishing closure is effective from the date of publication of this notification for a period of five (5) years unless sooner amended or revoked.

## SCHEDULE 1

## Towra Point

<i>Column 1 Methods</i>	<i>Column 2 Waters</i>
Digging by means of a spade, fork or similar instrument.	The whole of the waters of that part of Botany Bay including Woollooware and Quibray Bays, enclosed within the following boundaries: all waters south of a line drawn north-easterly from the northern extremity of Taren Point, to a point 200 metres offshore (northerly) from the northernmost extremity of Towra Point, and then easterly to the Captain Cook Obelisk at Kurnell.

## SCHEDULE 2

## Captain Cook's Landing Place

<i>Column 1 Methods</i>	<i>Column 2 Waters</i>
By means of nets of every description, except the landing net as prescribed by clause 53 of the General Regulation.	Tidal waters adjacent to Captain Cook's Landing Place, Kurnell, enclosed within the following boundaries: commencing at Captain Cook Obelisk, a line drawn north-west for a distance of 200 metres, then north-east for a distance of 550 metres, then generally south-east to the most northern extremity of Sutherland Point.

## SCHEDULE 3

## Cooks River

<i>Column 1 Methods</i>	<i>Column 2 Waters</i>
By all methods, other than a landing net and a hand held line, as prescribed by clauses 53 and 66 respectively, of the General Regulation.	The whole of the waters of Cooks River, its creeks and tributaries, upwards to its source from its junction with Botany Bay.

## SCHEDULE 4

## Alexandra Canal

<i>Column 1 Methods</i>	<i>Column 2 Waters</i>
All methods.	The whole of the waters of the Alexandra Canal from its source to its junction with the Cooks River.

## SCHEDULE 5

## Woronora River

<i>Column 1 Methods</i>	<i>Column 2 Waters</i>
By means of nets of every description, except the landing net as prescribed by clause 53 of the General Regulation.	The whole of the waters of the Woronora River, its creeks and tributaries, from the Woronora Bridge upstream to its source.

## SCHEDULE 6

## Sylvania Waters

<i>Column 1 Methods</i>	<i>Column 2 Waters</i>
By means of nets of every description, except the landing net as prescribed by clause 53 of the General Regulation.	The whole of the waters of Gwawley Bay upstream to its source, from a line drawn from the easternmost extremity of Sandy Point, southeasterly to the opposite shore, being all those waters within the area known as Sylvania Waters Subdivision.

## SCHEDULE 7

## Georges River and tributaries

<i>Column 1 Methods</i>	<i>Column 2 Waters</i>
By means of traps of every description as prescribed by the General Regulation.	Salt Pan Creek – all waters upstream of a line drawn commencing at the Henry Lawson Drive road bridge across the creek to the nearest point on the opposite bank. Georges River – all waters upstream of a line drawn generally westerly from the Rabaul Road boat ramp at Georges Hall, including Prospect Creek, Cabramatta Creek and Chipping Norton Lake.

## SCHEDULE 8

## Waters adjacent to Sydney Airport Runway

<i>Column 1 Methods</i>	<i>Column 2 Waters</i>	<i>Column 3 Period</i>
By means of nets of every description, except the dip or scoop net and the landing net, as prescribed by clauses 51 and 53 respectively, of the General Regulation.	The tidal waters of Botany Bay generally north of a line drawn from the south-western extremity of the public baths at Kyeemagh, to the 'Civil Aviation Authority Terminal Approach Radar Building' located north of Taxiway B10 at Sydney Airport.	From 6 a.m. to 8 p.m. each day in each year.
All methods.	All waters of Botany Bay enclosed by a line drawn from a point marked FD on the eastern side of the western or main runway to a point marked FD on the western side of the third or parallel runway to Sydney Airport.	All year.

## SCHEDULE 9

## Woolooware Bay

<i>Column 1 Species</i>	<i>Column 2 Methods</i>	<i>Column 3 Waters</i>
Shellfish	All methods.	The whole of the waters of Woolooware Bay within the boundaries of a line drawn from the northern extremity of Taren Point to the Port channel marker situated approximately 600m nor' north west from the western extremity of Pelican Point thence from that channel marker in a south westerly direction to Shell Point thence following the foreshore in a northerly direction to the point of commencement.

## SCHEDULE 10

## Botany Bay and Georges River

<i>Column 1 Species</i>	<i>Column 2 Methods</i>	<i>Column 3 Waters</i>
Oysters	All methods except when taken in accordance with the provisions of the NSW Safe Food Shellfish Program.	The whole of the waters (including tidal waters) of Botany Bay and Georges River, together with all their tributaries, creeks, bays, lakes and inlets.

Dated this 27th day of September 2007.

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

## FISHERIES MANAGEMENT ACT 1994

## Section 8 and Section 11 Notification – Fishing Closure

## Bellinger and Kalang Rivers

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:

1. pursuant to section 11 of the Act, revoke the notification titled "Bellinger and Kalang Rivers" published in Government Gazette No. 189 of 25 October 2002 at page 9165 (and any notification revived as a result of this revocation);
2. pursuant to section 8 of the Act, prohibit the taking of all species of fish by the methods of fishing specified in Column 1 of Schedules 1 and 2 to this notification, from the waters described opposite in Column 2 of Schedules 1 and 2.

In the Schedules to this notification:

"General Regulation" means the Fisheries Management (General) Regulation 2002.

This fishing closure is effective from the date of publication of this notification for a period of five (5) years unless sooner amended or revoked.

## SCHEDULE 1

## Upstream Netting Closure

<i>Column 1 Methods</i>	<i>Column 2 Waters</i>
By means of nets of every description except the landing net, as prescribed by clause 53 of the General Regulation.	Bellinger River: Waters of the Bellinger River and its tributaries, upstream from a line drawn south across the river from the eastern side of the entrance to Hydes Creek. Kalang River: Waters of the Kalang River and its tributaries, upstream from a line drawn north across the river from the eastern side of the entrance to Picket Hill Creek.

## SCHEDULE 2

## Trap Closure (River Entrance and Urunga Lagoon)

<i>Column 1 Methods</i>	<i>Column 2 Waters</i>
By means of traps of every description except the bait trap, as prescribed by clause 62 of the General Regulation.	Bellinger River: Waters of the Bellinger River and its tributaries, downstream from a line drawn east-west across the river and intersecting the northern extremity of the northern breakwall. Kalang River and Urunga Lagoon Waters of the Kalang River and Urunga Lagoon and their tributaries, downstream from a line drawn north-east across the river from the northern extremity of the southern training wall.

Dated this 27th day of September 2007.

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

**FISHERIES MANAGEMENT ACT 1994**

## Section 8 Notification – Fishing Closure

## Evans River

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, pursuant to section 8 of the Fisheries Management Act 1994, do by this notification prohibit the taking of all species of fish by the classes of persons specified in Column 1 of Schedules 1 to 3 to this notification, by the methods of fishing specified in Column 2 of Schedules 1 to 3, from the waters described in Column 3 of Schedules 1 to 3.

## SCHEDULE 1

## Commercial Netting Closure

<i>Column 1 Class of Persons</i>	<i>Column 2 Methods of fishing</i>	<i>Column 3 Waters</i>
All endorsement holders in the Estuary General Fishery.	Nets of every description.	The whole of the waters of Evans River including its creeks and tributaries, from a line drawn from the most northerly points of the eastern and western breakwaters at the entrance to Evans River, upstream to the Pacific Highway bridge over Tuckombil Canal.

## SCHEDULE 2

## Lower Evans River Trapping Closure

<i>Column 1 Class of Persons</i>	<i>Column 2 Methods of fishing</i>	<i>Column 3 Waters</i>
All endorsement holders in the Estuary General Fishery and the Lobster Fishery.	Traps of every description.	The whole of the waters of Evans River including its creeks and tributaries, from a line drawn from the most northerly points of the eastern and western breakwaters at the entrance to Evans River, upstream to the Elm Street road bridge.
All recreational fishers.		

## SCHEDULE 3

## Upper Evans River Trapping Closure

<i>Column 1 Class of Persons</i>	<i>Column 2 Methods of fishing</i>	<i>Column 3 Waters</i>
All endorsement holders in the Estuary General Fishery.	Traps of every description with the exception of one lawful crab trap per person, as prescribed by clause 61 of the Fisheries Management (General) Regulation 2002.	The whole of the waters of Evans River including its creeks and tributaries, from the Elm Street road bridge upstream to the Pacific Highway bridge over Tuckombil Canal.
All recreational fishers.		

In this fishing closure:

“Estuary General Fishery” means the share management fishery of that name, as described in Schedule 1 to the Fisheries Management Act 1994.

“Lobster Fishery” means the share management fishery of that name, as described in Schedule 1 to the Fisheries Management Act 1994.

The provisions of this fishing closure in respect of endorsement holders in the Estuary General Fishery have effect despite any provision in the Fisheries Management (Estuary General Share Management Plan) Regulation 2006.

This fishing closure is effective for a period of five (5) years commencing on 10 October 2007 unless sooner amended or revoked.

Dated this 9th day of October 2007.

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

## Roads and Traffic Authority

### ROAD TRANSPORT (GENERAL) ACT 2005

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

BEGA VALLEY 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 19m 55.5t B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

GRAEME FAULKNER,  
General Manager,  
Bega Valley Shire Council  
(by delegation from the Minister for Roads)  
13 September 2007

#### SCHEDULE

**1. Citation**

This Notice may be cited as Bega Valley Shire Council 19m 55.5t B-Double Route Notice No. 1/2007.

**2. Commencement**

This Notice takes effect from 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 19m 55.5t B-Double vehicles that 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**

19m 55.5t B-Double routes within the Bega Valley Shire Council.

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>
19m 55.5t.	7623.	Wolumla – Candelo – Bemboka Road.	HW1 Princes Highway, Wolumla.	HW4 Snowy Mountains Highway, Bemboka.

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

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

THE Roads and Traffic Authority of New South Wales by its delegate declares, with the approval of Her Excellency the Governor, that the land described in Schedule 1 and the interest in land described in Schedule 2 below are acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of the Roads Act 1993.

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

**SCHEDULE 1**

ALL that piece or parcel of land situated in the Baulkham Hills Shire Council area, Parish of Field of Mars and County of Cumberland, shown as Lot 11 Deposited Plan 1108855, being part of the land in Reserve No 64890 for Public Recreation notified in Government Gazette No 200 of 2 November 1934 on pages 3993 and 3994.

The land is said to be in the possession of the Crown and Baulkham Hills Shire Council (trustee).

**SCHEDULE 2**

A lease, as described in Memorandum 7796130 recorded at Land and Property Information NSW, of all that piece or parcel of land situated in the Baulkham Hills Shire Council area, Parish of Field of Mars and County of Cumberland, shown as:

Lot 1 on RTA Sketch SW0851, being part of the land in Reserve No 64890 for Public Recreation notified in Government Gazette No 200 of 2 November 1934 on pages 3993 and 3994, being also part of the land in Certificate of Title 983/823985.

The land is said to be in the possession of the Crown and Baulkham Hills Shire Council (trustee).

(RTA Papers: FPP 7M2192)

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

Notice of Compulsory Acquisition of Land at Hoxton Park in the Liverpool City Council area

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

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

**SCHEDULE**

ALL that piece or parcel of land situated in the Liverpool City Council area, Parish of Cabramatta and County of Cumberland, shown as:

Lot 3 Deposited Plan 1111982, being the whole of the land in Certificate of Title 3/1111982 and said to be in the possession of Koldeb Pty Limited.

(RTA Papers: FPP 7M2435; RO 259.12453)

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road at Moorebank in the Liverpool 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.

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

**SCHEDULE**

ALL those pieces or parcels of land situated in the Liverpool City Council area, Parish of Holsworthy and County of Cumberland, shown as:

Lots 8 to 11 inclusive, 13 and 14 Deposited Plan 1065574; and

Lot 1442 Deposited Plan 1103258.

(RTA Papers: FPP 259.1696; RO 259.1696)

## Department of Water and Energy

### WATER MANAGEMENT ACT 2000

Order under Section 323

Temporary Water Restriction Order  
New South Wales Murray Regulated River

PURSUANT to section 323 of the Water Management Act 2000, I, KIM ALVAREZ, as delegate for the Minister of Climate Change, Environment and Water, on being satisfied that it is necessary in the public interest to do so because of water shortage, do by this Order direct that the taking of water under regulated river (high security) access licences, regulated river (general security) access licences and regulated river (conveyance) access licences from the New South Wales Murray Regulated River as defined in the Water Sharing Plan for New South Wales Murray and Lower Darling Regulated Rivers Water Source 2003 be restricted as set out in Schedule 1 to this Order.

This Order revokes the following section 323 Orders in their application to the New South Wales Murray Regulated River: Order dated 26 July 2007 and published in the *New South Wales Government Gazette* on 3 August 2007 and Order dated 27 August 2007 and published in the *New South Wales Government Gazette* on 21 September 2007.

This Order takes effect on the date of first broadcast and remains in force until 30 June 2008 unless repealed or modified earlier.

Dated at Sydney, this 5th day of October 2007.

KIM ALVAREZ,  
Acting Deputy Director General,  
Water Management,  
Department of Water and Energy

#### SCHEDULE 1

1. All regulated river (high security) access licences, regulated river (general security) access licences and regulated river (conveyance) access licences are restricted to 35% of the volume of water in the water allocation account as at 1 July 2007.
2. Any water credited to a water allocation account for the category of licences referred to in paragraph 1 after 1 July 2007 by an order under Section 59 of the Water Management Act 2000 is not subject to the restrictions in paragraph 1.
3. Any water credited to a water allocation account after 1 July 2007 by an assignment dealing from an access licence is not subject to the restriction in paragraph 1.

### WATER ACT 1912

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

Martin John GOSTELOW and Sophia De-An GOSTELOW for a pump on the Allyn River on Part Lot 81, DP 1084458, Parish Fingal, County Durham, for water supply for stock and domestic purposes and irrigation of 8 hectares (improved pasture – permanent water transfer from licence 20SL052131) (Reference: 20SL061739).

TOEBAR PTY LIMITED for a pump on the Allyn River on Lot 81, DP 1084458, Parish Fingal, County Durham, for irrigation of 8.5 hectares (improved pasture – permanent water transfer from licence 20SL052131) (Reference: 20SL061741).

GA2:535858.

Written objections to the applications specifying grounds thereof must be lodged with the Department of Water and Energy, Locked Bag 10, Grafton NSW 2460, within 28 days of the date of publication.

DENNIS MILLING,  
Manager Licensing

### WATER ACT 1912

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

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

*Macquarie River Valley*

Pauline Elizabeth BARKER for a pump on Peppers Creek, Lot 1, DP 793429, Parish Rockley, County Georgiana, for water supply for domestic purposes (new licence) (Reference: 80SL096273) (GA2:535856).

Written objections to the application specifying the grounds thereof, may be made by any statutory authority or local occupier within the proclaimed local area whose interests may be affected and must be lodged with the Department of Water and Energy, Locked Bag 10, Grafton NSW 2460, within 28 days of the date of publication.

DENNIS MILLING,  
Manager Licensing



## Department of Water and Energy

### WATER MANAGEMENT ACT 2000

Order under Section 323

Temporary Water Restriction Order  
New South Wales Murray Regulated River

PURSUANT to section 323 of the Water Management Act 2000, I, KIM ALVAREZ, as delegate for the Minister of Climate Change, Environment and Water, on being satisfied that it is necessary in the public interest to do so because of water shortage, do by this Order direct that the taking of water under regulated river (high security) access licences, regulated river (general security) access licences and regulated river (conveyance) access licences from the New South Wales Murray Regulated River as defined in the Water Sharing Plan for New South Wales Murray and Lower Darling Regulated Rivers Water Source 2003 be restricted as set out in Schedule 1 to this Order.

This Order revokes the following section 323 Orders in their application to the New South Wales Murray Regulated River: Order dated 26 July 2007 and published in the *New South Wales Government Gazette* on 3 August 2007 and Order dated 27 August 2007 and published in the *New South Wales Government Gazette* on 21 September 2007.

This Order takes effect on the date of first broadcast and remains in force until 30 June 2008 unless repealed or modified earlier.

Dated at Sydney, this 5th day of October 2007.

KIM ALVAREZ,  
Acting Deputy Director General,  
Water Management,  
Department of Water and Energy

#### SCHEDULE 1

1. All regulated river (high security) access licences, regulated river (general security) access licences and regulated river (conveyance) access licences are restricted to 35% of the volume of water in the water allocation account as at 1 July 2007.
2. Any water credited to a water allocation account for the category of licences referred to in paragraph 1 after 1 July 2007 by an order under Section 59 of the Water Management Act 2000 is not subject to the restrictions in paragraph 1.
3. Any water credited to a water allocation account after 1 July 2007 by an assignment dealing from an access licence is not subject to the restriction in paragraph 1.

### WATER ACT 1912

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

Martin John GOSTELOW and Sophia De-An GOSTELOW for a pump on the Allyn River on Part Lot 81, DP 1084458, Parish Fingal, County Durham, for water supply for stock and domestic purposes and irrigation of 8 hectares (improved pasture – permanent water transfer from licence 20SL052131) (Reference: 20SL061739).

TOEBAR PTY LIMITED for a pump on the Allyn River on Lot 81, DP 1084458, Parish Fingal, County Durham, for irrigation of 8.5 hectares (improved pasture – permanent water transfer from licence 20SL052131) (Reference: 20SL061741).

GA2:535858.

Written objections to the applications specifying grounds thereof must be lodged with the Department of Water and Energy, Locked Bag 10, Grafton NSW 2460, within 28 days of the date of publication.

DENNIS MILLING,  
Manager Licensing

### WATER ACT 1912

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

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

*Macquarie River Valley*

Pauline Elizabeth BARKER for a pump on Peppers Creek, Lot 1, DP 793429, Parish Rockley, County Georgiana, for water supply for domestic purposes (new licence) (Reference: 80SL096273) (GA2:535856).

Written objections to the application specifying the grounds thereof, may be made by any statutory authority or local occupier within the proclaimed local area whose interests may be affected and must be lodged with the Department of Water and Energy, Locked Bag 10, Grafton NSW 2460, within 28 days of the date of publication.

DENNIS MILLING,  
Manager Licensing

## Other Notices

### ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of Incorporation Pursuant to Section 55A

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

Cancellation is effective as at the date of gazettal.

Independent Liquor Retailers of Australia Incorporated  
Inc9879828

Western Rivers Life Education Centre Incorporated  
Y1884447

Cultural Dancers of Efxinos Pontos "Oi Trantellini"  
Incorporated Inc9881661

The 4th Degree Incorporated Inc9882909

Toddler's Inn Inc Y1265531

Western Districts Bloodhorse Breeders Association Inc  
Y0539228

Bethlehem House Inc Y1260742

Evangelical Formosan Church Education Center  
Incorporated Y2655705

Kapooka Community Centre Management Committee  
Incorporated Inc9874354

Ray Cleary Association Incorporated Inc9884845

Logos to Rhema Ministries Incorporated Inc9883764

Dated: 10 October 2007.

CHRISTINE GOWLAND,  
Manager, Financial Analysis Branch,  
Registry of Co-operatives and Associations,  
Office of Fair Trading,  
Department of Commerce

### ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of Incorporation Pursuant to  
Sections 55A and 55B

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

Cancellation is effective as at the date of gazettal.

Hills Camera Club Incorporated Y2000721

Christianity Inc Inc9880949

House of Shalom Incorporated Inc9881892

Quirindi District Adult and Community Education  
Incorporated Y2541824

Doyalson-Wyee Womens Bowling Association Inc  
Inc9874545

Chaffey Dam Catchment Landcare Group Incorporated  
Y2781308

Mental Health Accommodation Rehabilitation Service  
Incorporated Y0059735

Moomba Accommodation Services Incorporated  
Y2046932

Broken Hill U.H.F. Club Incorporated Y0546037

Bostobrick Landcare Group Incorporated Y2746505

Idara Minhaj Ul Quran Australasia Incorporated  
Y2219827

Ocean Shores & Billinudgel Chamber of Commerce  
Incorporated Inc9878845

Dated: 10 October 2007.

CHRISTINE GOWLAND,  
Manager, Financial Analysis Branch,  
Registry of Co-operatives and Associations,  
Office of Fair Trading,  
Department of Commerce

### ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of Incorporation Pursuant to  
Sections 55A and 55B

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

Cancellation is effective as at the date of gazettal.

Australian Association for the Welfare of Child Health  
Incorporated Y1626720

Integral Community Services Inc Inc9874595

Ulladulla District Sports Rifle Club Incorporated  
Y2548313

Coffs Harbour Carers Support Group Incorporated  
Inc9879623

Consult the Hunter Incorporated Inc9879173

North Coast Hypnotherapist's Association  
Incorporated Inc9885646

Metro Church Incorporated Inc9882505

Dated: 10 October 2007.

CHRISTINE GOWLAND,  
Manager, Financial Analysis Branch,  
Registry of Co-operatives and Associations,  
Office of Fair Trading,  
Department of Commerce

### CIVIL PROCEDURE ACT 2005

PURSUANT to section 13 of the Civil Procedure Act 2005, I direct that a registrar of the Court (including a person acting as the registrar or as a deputy to the registrar) may exercise the functions of the Court as stated in Parts 1 to 3 of the schedule to this direction.

Dated: 4 October 2007.

J. J. SPIGELMAN, A.C.,  
Chief Justice of New South Wales

#### SCHEDULE

#### PART 1

The functions of the Court as provided for in Column 1 but subject to the restriction (if any) mentioned in Column 3.

The matter in column 2 is inserted for convenience of reference only and does not affect the operation of the direction.

## Civil Procedure Act 2005

<i>Column 1 Section</i>	<i>Column 2 Description</i>	<i>Column 3 Restriction</i>			
			Rule 6.19	Leave to join parties in proceedings involving common questions	
Section 14	Dispense with rules in particular cases	Restricted to those matters which a registrar may deal with	Rule 6.20	Leave to join parties having joint entitlement	
Section 26 (1)	Referral to mediation	By consent of the parties or expressly unopposed	Rule 6.21	Stay proceedings until jointly liable persons added as defendants	
Section 38 (1)	Referral to arbitration		Rule 6.22	Order separate trials or other order to avoid inconvenient joinder	
Section 43	Order for rehearing of arbitration		Rule 6.24	Order addition of parties	
Section 45	Discontinuance of rehearing		Rule 6.27 and 6.28	Join third party and determine date of commencement of proceedings relating to them	
Section 61 (1), (2), and (3) (f) and (g)	Directions as to practice and procedure		Rule 6.29	Order removal of party	
Section 64	Amendment of documents		Rules 6.30 and 6.31	Effect of change of party in proceedings	
Section 65	Amendment of originating process after expiration of limitations period		Rule 6.32	Future conduct of proceedings	
Section 66	Adjournment of proceedings		Rule 7.3	Leave to an unrepresented litigant to issue subpoena	
Section 67	Stay of proceedings	Restricted to those matters which a registrar may deal with	Rule 7.15 (5)	Leave to replace tutor in proceedings	
Section 68	Attendance and production		Rule 7.18	Appointment and removal of tutor	
Section 86	Orders and terms	Restricted to those matters which a registrar may deal with	Rule 7.21	Striking out appearance of person sued in a business name	
Section 93 (2)	Judgment for Detention of Goods	Restricted to default judgments	Rule 7.22	Leave to proceed before amendment made	
Section 98	Costs	Restricted to those matters which a registrar may deal with	Rule 7.29	Withdrawal of solicitor	
Section 100	Interest up to judgment	In respect of a judgment given or entered under Part 16 of the Rules	Rule 9.8(a)	Leave to separately determine cross-claims	
Section 101	Interest after judgment	In respect of a judgment given or entered under Part 16 of the Rules	Rule 9.9	Leave for proceedings to continue together	
Section 107	Deferral of payments and payments by instalments		Rule 10.1	Service of filed documents	
Section 108	Order for examination of judgment debtor		Rule 10.2	Service of affidavits	Restricted to those matters which a registrar may deal with
Section 134	Extension of period of enforcement of stale judgment		Rule 10.7	Orders as to the giving of notice by the Court	
Section 135	Prohibit Sheriff from acting on writ of execution	Restricted to a writ of execution issued pursuant to a judgment given by default	Rule 10.14	Substituted and informal service	
Section 140	Transfer of proceedings from the District Court or a Local Court	Only if by consent or expressly unopposed	Rule 10.15	Possession of land; service by affixing copy of originating process	
Section 146	Transfer of proceedings to the District Court or a Local Court	On if by consent or expressly unopposed	Rule 10.16	Service on person in default by filing	
			Rule 11.4	Leave to proceed when originating process served outside Australia	
			Rule 11.5	Leave to serve documents outside Australia and confirmation thereof	
			Rule 12.1 and 12.3	Leave to discontinue	
			Rule 12.4	Stay of further proceedings to secure costs of discontinuance of proceedings	
			Rule 12.5	Leave to withdraw an appearance	
			Rule 12.7(1)	Dismiss proceedings for want of due despatch by plaintiff	Provided at least one month's notice of the proposal to make such an order has been given to the plaintiff
			Rule 12.8	Other grounds for dismissal	
			Rule 12.10	Stay to secure costs after dismissal	
			Rule 13.6	Dismiss for non appearance of plaintiff	
			Rule 14.2	Dispense with further pleadings	
			Rule 14.3	Time for filing defence	
			Rule 14.5	Further pleadings	
			Rules 14.22 – 14.24	Verification of pleadings	

## Uniform Civil Procedure Rules 2005

<i>Column 1 Section</i>	<i>Column 2 Description</i>	<i>Column 3 Restriction</i>			
Rule 1.12	Extension and abridgment of time	Excluding abridging time for service of a summons	Rule 12.1 and 12.3	Stay of further proceedings to secure costs of discontinuance of proceedings	
Rule 1.13	Fixing time		Rule 12.4	Leave to withdraw an appearance	
Part 2	Case management generally	Except a direction or order the subject of a restriction elsewhere in this direction.	Rule 12.5	Dismiss proceedings for want of due despatch by plaintiff	Provided at least one month's notice of the proposal to make such an order has been given to the plaintiff
Rule 4.10 (4)	Rejection of documents		Rule 12.7(1)	Other grounds for dismissal	
Rule 4.13	Place for filing		Rule 12.10	Stay to secure costs after dismissal	
Part 5	Preliminary discovery		Rule 13.6	Dismiss for non appearance of plaintiff	
Rule 6.1	Leave to take step without filing appearance		Rule 14.2	Dispense with further pleadings	
Rule 6.5	Continuation of proceedings wrongly commenced by Statement of Claim		Rule 14.3	Time for filing defence	
Rule 6.6	Continuation of proceedings wrongly commenced by Summons		Rule 14.5	Further pleadings	
Rule 6.16	Postpone return day in summons		Rules 14.22 – 14.24	Verification of pleadings	
Rule 6.18	Leave to join causes of action				

Part 15	Particulars	Except for an order to dismissal the proceedings under UCPR 15.16	Part 42	Order for costs	Restricted to proceedings in which the registrar has a function under an Act or the Rules, or in which the function has been delegated by this direction, or in which a matter has been referred to the registrar by a Judge or Associate Judge.
Part 16	Default judgment				
Part 18	Motions	Restricted to those matters which a registrar may deal with			
Part 19	Amendment				
Rules 20.2 and 20.3	Directions about mediation				
Rules 20.9 – 20.12	Arbitration		Rule 42.19	Costs of Discontinued Proceedings	
Rule 20.34	Acknowledgement of a liquidated claim		Rule 42.21	Security for costs	
Part 21	Discovery/Inspection/ Production		Rule 42.28	Costs on Instalment Orders	
Part 22	Interrogatories		Rule 45.2	Entry and Removal from specialist list	Except for Commercial List and Technology and Construction List matters
Rule 23.4	Order for medical examination		Part 46	Accounts and Enquiries	Except UCPR 46.12(4)(b)
Rule 23.7	Order for rehabilitation test		Rule 49.22	Stay registrar's decision	Limited to staying the decision under review
Rule 23.8	Inspection of property				
Rule 23.9	Default in compliance under Part 23	Except for an order that judgment be given, a defence be struck out or that the proceedings, or any part of the relief claimed in the proceedings be dismissed.			
Rules 24.3, 6, 9, and 14	Taking evidence otherwise than at trial	Except where the order is made under section 7 or section 10 of the Foreign Evidence Act.			
Rules 26.3, 4, 5, and 8	Receivers				
Rule 28.5	Consolidation, etc				
Rule 31.4	Service of witness statements				
Rule 31.5	Notice under s 67 or s 99 of the Evidence Act				
Rule 31.19	Directions before calling expert witnesses	Except in Equity proceedings			
Rule 31.20 (2) (a)	Service of experts' reports	If a proceeding is in the Equity Division then only to the extent of extending a direction previously given by the Expert Evidence List Judge..			
Rule 31.32 (3)	Abridge time for service of subpoena on medical witness				
Part 33	Subpoenas				
Part 34	Notice to produce at hearing				
Rule 35.1	Using irregular affidavit				
Rule 35.2	Cross examination of Deponent	Restricted to those matters which a registrar may deal with			
Rule 35.9	Filing of affidavit				
Rule 36.1A	Consent Orders	Restricted to those matters which a registrar may deal with			
Rule 36.11	Entry of judgment or orders	Unless the Court directs entry to be effected in a specified manner.			
Rule 36.14	Service of Judgment or Order	Restricted to those matters which a registrar may deal with			
Rule 36.16	Setting aside default judgment				
Rule 36.17	"Slip rule"				
Rule 36.18	Variation of judgment or order against party operating under unregistered business name				
Rule 37.4	Instalment Orders				
Rule 37.6	Variation of Instalment Orders				
Rules 38.1 – 38.5	Examination of judgment debtor				
Rule 38.7	Application of Part to persons that are corporations				
Part 39	Enforcement of judgments				
Rule 41.8(2)	Payment of interest accruing on money paid into Court				
Rule 41.9	Non-attendance of parties following notice by Court				

## PART 2 – Supreme Court Rules

The functions of the Court as provided for in Column 1 but subject to the restriction (if any) mentioned in Column 3.

The matter in column 2 is inserted for convenience of reference only and does not affect the operation of the direction.

Column 1 Part and/or rule	Column 2 Description	Column 3 Restriction
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Part 51B –

Rule 5 (8)	Direction concerning filing of affidavit	
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Rule 9	Direction concerning filing of affidavit	
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Part 58	Taking evidence for foreign and Australian courts and tribunals	
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Part 59A	Enforcement of external judgments	
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Part 68 –

Rule 2 (2) (c) (ii)	Administration of estates: determination of question	
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Part 71A –

Rule 6 (2)	Notifying the Sheriff of change in interest rate	
Rule 7	Assessment of costs and expenses	

Part 80 –

Rule 18 (4)	Time for advertising winding up application	
Rule 21 (1)	Order substituting plaintiff	
Rule 62	Examination of person concerned with corporation	

Part 80A –

Rule 36	Examination of persons concerned with corporations	
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## PART 3 – General

1 Orders under the following legislation as provided –

*Commercial Arbitration Act 1984*  
section 33 (enforcement of an award)

*Contractors Debts Act 1997*  
section 7 (1) (certification of a debt)

*Conveyancing Act 1919*  
section 66G (appointment of trustees to property, where there is no defendant)

*Co-operatives Act 1992*  
clause 10 of Schedule 4 (remuneration of a receiver, etc)

*Corporations Act 2001 (Commonwealth)*

section 425 (remuneration of a receiver, etc)  
 section 429 (3) (extending the period for a report)  
 section 440D (1) (leave to proceed against a company under administration) provided the claim against the company is, or includes, a claim for damages for personal injury  
 section 449E (1) (remuneration of an administrator)  
 section 459A (winding up a company in insolvency)  
 section 459R (extending the period for determination of a winding up application)  
 section 465B (substitution of applicants for winding up)  
 section 471B (leave to proceed against a company in liquidation) provided the claim against the company is, or includes, a claim for damages for personal injury  
 section 473 (1) (removal of liquidator appointed by the Court) where the application is not opposed,  
 section 473 (2) (remuneration of a provisional liquidator)  
 section 473 (3) (remuneration of a liquidator)  
 section 473 (7) (liquidators vacancy) where the application is not opposed  
 sections 480 and 481 (1) (release and deregistration)  
 section 484 (2) (b) (remuneration of a special manager)  
 section 486 (inspection of books of a company in a winding up by the court)  
 section 500 (2) (granting of leave to proceed against a company after the passing of a resolution for voluntary winding up)  
 section 511 (voluntary winding up) on an application to exercise the power of the court under section 486  
 section 542 (3) (destruction of books)  
 sections 596A, 596B and 596F (examination of persons about corporations)  
 section 597 (examination of persons concerned with corporations) except subsection (15)  
 section 601AH (2) (reinstatement) where the summons by which the application is made has been served on ASIC  
 section 1335 (ordering security for costs that may be payable by a plaintiff corporation)

Any matter which arises in a winding up by the court and is referred to a registrar by a Judge or the Court of Appeal

*Evidence Act 1995*

section 50 (proof of voluminous or complex documents)  
 section 168 (2), (4) or (7) (time limits for making certain requests)  
 section 169 (1) (a), (b) or (d) (failure or refusal to comply with requests)

Making a finding as to:

- (a) whether a reasonable request has been made under section 167 of the Evidence Act within the time prescribed by section 168 (1), (3), (5) or (6) of that Act, and
- (b) whether a party has, without reasonable cause, failed or refused to comply with such a request

*Evidence and Procedure (New Zealand) Act 1994 (Commonwealth)*

section 16 (issuing of a certificate)

*Evidence on Commission Act 1995.*

sections 6 (ordering evidence to be taken abroad)  
 section 7 (directions on procedure about overseas evidence)

section 20 (ordering evidence to be taken outside NSW)  
 section 21 (directions on procedure about interstate evidence)

*Foreign Judgments Act 1991 (Commonwealth)*

section 6 (ordering that a foreign judgment be registered) where a request has been added under Part 59A rule 2 (3) SCR  
 section 15 (1) (issue of a certificate with respect to an action)

*Motor Vehicles (Third Party Insurance) Act 1942.*

section 14E (1) and (2) (joint hearing and transfer of proceedings into court on application by the GIO by consent or expressly unopposed)

*Property (Relationships) Act 1984*

Trial of proceedings concerning de facto relationships where referred by the Court.

*Service and Execution of Process Act 1992 (Commonwealth)*

section 29 (granting leave to serve a subpoena or summons outside NSW)  
 section 30 (1) (shortening time for service of a subpoena)  
 section 35 (3) (receipt of expenses of complying with a subpoena)  
 section 45 (3) (receipt of expenses of complying with an order to produce)  
 section 87 (4) (receipt of expenses of complying with a warrant)

*Supreme Court Act 1970*

section 72 (production for examination of a person confined)

*Supreme Court (Corporations) Rules 1999*

rule 11.3 (7) (access to an affidavit filed to support an application for an examination summons)  
 rule 11.4 (service of an examination summons)  
 rule 11.8 (1) (access to transcript of an examination, etc.)

*Uncollected Goods Act 1995*

Section 18 (exercising the jurisdiction of the Court, including granting leave under subsection (1))

- 2 Any judgment by consent and any order by consent or of course.
- 3 Accepting an undertaking given to the Court for the payment of a sum of money within a time specified in the undertaking.
- 4 The vouching or passing of the account of a receiver, manager, guardian, trustee, mortgagee or other fiduciary or the taking of any account, the making of any inquiry or the doing of any other thing to which Part 49 applies and which is directed by any judgment or order. (This paragraph does not apply in relation to accounts referred to in section 85 of the Wills, Probate and Administration Act 1898, or in Part 76 rule 32 which relates to Protective Business.)
- 5 Certifying a copy of a document to be a true copy where the registrar is authorised under any Act or Commonwealth Act or under the rules to issue or furnish a certificate or office copy of the document.
- 6 Order for costs provided:
  - (a) the proceedings are not brought under:

- (i) section 384 or section 385 of the Legal Profession Act 2004 (which relate to appeals, and applications for leave to appeal, against a decision or determination of a costs assessor), or
- (ii) section 386 of the Legal Profession Act 2004 (which relates to a suspension and an end of a suspension of a decision or determination of a costs assessor), and
- (b) it is unlikely in the opinion of the registrar that the costs will exceed \$20,000.
- 7 Any matter which a Judge or an Associate Judge may conduct or deal with and is referred to a registrar by order of a Judge or Associate Judge.
- 8 Accepting an undertaking, or the continuation of an undertaking, given to the Court.
- 9 A registrar may exercise the functions of the Court for the purposes of, and in respect of all matters incidental to, the exercise of the registrar's powers under any Act, under any other provision of the rules, or under this direction.
- 10 A registrar may exercise the powers and perform the duties of the Court under the Mutual Recognition Act or under the Trans-Tasman Mutual Recognition Act.
- 11 Issuing subpoena.
- Note: Powers of the Registrar in Probate continue as specified in Supreme Court Rules Pt78 r5.

#### CIVIL PROCEDURE ACT 2005

PURSUANT to section 13 of the Civil Procedure Act 2005, I direct that a chief clerk of the Court (including a person acting as a chief clerk) may exercise the functions of the Court as stated in Parts 1 and 2 of the schedule to this direction.

Dated: 4 October 2007.

J. J. SPIGELMAN, A.C.,  
Chief Justice of New South Wales

#### SCHEDULE

##### PART 1

The functions of the Court as provided for in Column 1 but subject to the restriction (if any) mentioned in Column 3.

The matter in column 2 is inserted for convenience of reference only and does not affect the operation of the direction.

Column 1 Section	Column 2 Description	Column 3 Restriction
<b>Civil Procedure Act 2005</b>		
Rule Section 98	Description Costs	Restriction In respect of a judgment given by default under Part 16 of the Rules
Section 100	Interest up to Judgment	In respect of a judgment given by default under Part 16 of the Rules
<b>Civil Procedure Rules</b>		
Rule Part 16	Description Default judgment	Restriction Restricted to the following – (a) judgment for possession of land under UCPR 16.4 (b) judgment for a liquidated demand under UCPR 16.6. (c) judgment for a mixed claim under UCPR 16.8 but only if the claims are for possession of land and a liquidated demand.

Rule 36.10	Filing of certificates	
Rule 36.11	Entry of judgment and orders	Unless the Court directs entry to be effected in a specified manner.
Rule 39.1 (d)	Writ of possession	In respect of a judgment given by default under Part 16 of the Rules

#### PART 2

1. Certifying a copy of a judgment, order or document to be a true copy, sealing a judgment or order that has been given or entered in proceedings, or sealing and signing a document that accurately sets out the terms of the judgment or order given or entered in proceedings where the registrar, or other proper officer of the Court, is authorised under any Act or Commonwealth Act or under the rules to issue or furnish a certificate, sealed copy or office copy of the document.
2. Issuing subpoena.

#### DISTRICT COURT OF NEW SOUTH WALES

##### Direction

PURSUANT to section 173 of the District Court Act 1973, I direct that the District Court shall sit in its criminal jurisdiction at the place and time shown as follows:

Coffs Harbour 10.00am 3 March 2008 (3 weeks)  
In lieu of 10 March 2008 (3 weeks)

Dated this 4th day of October 2007.

R. O. BLANCH,  
Chief Judge

#### DISTRICT COURT OF NEW SOUTH WALES

##### Direction

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

Bega (Special Fixture) 10.00am 10 December 2007 (1 week)

Dated this 4th day of October 2007.

R. O. BLANCH,  
Chief Judge

#### NATIONAL PARKS AND WILDLIFE ACT 1974

##### Land Acquisition (Just Terms Compensation) Act 1991

##### Notice of Compulsory Acquisition

THE Minister for Climate Change, Environment and Water, with the approval of Her Excellency the Governor, declares that the leasehold estate in the land described in the schedule below is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of the National Parks and Wildlife Act 1974.

The leasehold estate is, on publication of this notice, vested in the Minister administering the National Parks and Wildlife Act 1974.

PHIL KOPERBERG, M.P.,  
Minister for Climate Change, Environment and Water

## SCHEDULE

All those pieces or parcels of land situated in the Local Government Area of Gwydir, County of Murchison, Parishes of Furber and Munro, containing an area of 1,126 hectares, comprising the leasehold estate in Lot 5, DP 754837 and Lot 101, DP 1115339 (Part Settlement Lease 1909/16 Inverell). NPWS: FIL 07/807

## NSW SERVICE MEDALLION RECIPIENTS

Awarded 20 September 2007

<i>First Name</i>	<i>Surname</i>	<i>Nominating Department</i>
Joseph	BEZZINA	NSW Businesslink Pty Ltd
Victor	BRUNETTI	NSW Maritime
John	CAPE	NSW Businesslink Pty Ltd
John	CEENEY	NSW Department of Commerce
Mervyn	CRUTCHLEY	Department of Commerce
Joseph	DOUGALL	Public Trustee NSW
Terence	DOWDELL	NSW Department of Housing
Michael	DOYLE	Sydney Olympic Park Authority
Denis	DRUMMOND	NSW Department of Education and Training
David	FORD	South Eastern Sydney Illawarra Health
Barry	FOX	Sydney Ports Corporation
Maxwell	HARRIS	TAFE Illawarra Institute
Kevin	HARTLEY	NSW Department of Commerce
Paul	HAYES	NSW Department of Commerce
Douglas	HEARD	NSW Department of Housing
Michael	HEATH	Public Trustee NSW
Michael	KULAKOV	South Eastern Sydney Illawarra Health
Geoff	LANSLEY	Workers' Compensation Dust Diseases Board of NSW
Michael	LUFFMAN	NSW Department of Housing
Aina	MIKELSONS	NSW Department of Education and Training
Barry	MILWAIN	City of Sydney
Paul	NASH	Department of Corrective Services
Denis	O'DONNELL	Sydney Ports Corporation
Norman	PENSABENE	Sydney Ports Corporation
Ronald	PHELPS	NSW Businesslink Pty Ltd
Gregory	PIGGOTT	NSW Department of Housing
Maxwell	PLUMMER	NSW Office of Liquor, Gaming and Racing
Malcolm	PURVES	NSW Businesslink Pty Ltd
Forster	RAYWARD	NSW Department of Commerce
Wayne	RUCKLEY	Department of Corrective Services
Rodney	SANDERS	NSW Department of Commerce
Gary	SCHIER	South Eastern Sydney Illawarra Health
Allan	SHELDRIK	Public Trustee NSW
Gregory	STARR	NSW Department of Housing
Michael	THOMPSON	Sydney Olympic Park Authority
John	WAITE	NSW Department of Housing
Ronald	WOODHAM	Department of Corrective Services

## PASSENGER TRANSPORT REGULATION 2007

## Specifications for Private Hire Vehicles

IT is hereby notified, in pursuance of Clause 187 of the Passenger Transport Regulation 2007, notwithstanding any previous notification pursuant to the Passenger Transport (Private Hire Vehicle Services) Regulation 1995 or the Passenger Transport Regulation 1990, or any condition in any licence issued under the Passenger Transport Act 1990, that only vehicles meeting the following criteria are approved for use as private hire vehicles:

## Unrestricted Private Hire Vehicles

- The vehicle must comply with the Australian Design Rule definition of a Passenger Car (MA), having a maximum of 9 seats (including the driver's seat); and
- If the vehicle is required by the Roads and Traffic Authority to be affixed with a compliance plate, such plate must bear the vehicle category code of MA (Passenger Car); and
- The shape of the vehicle must be specified on its registration certificate as a convertible (CON), coupe (COU) or sedan (SED). A station wagon (WAG) is not acceptable unless the vehicle is at least 30 years old; and
- The vehicle must have a wheelbase of at least 2,800 mm (non-stretched version), unless it is at least 30 years old, or a petrol-electric hybrid powered car with a wheelbase of at least 2,700 mm and at least 5 seats and a 5 star overall rating according to the Australian Government's Green Vehicle Guide; and
- The vehicle must be very well presented and in excellent condition, with no visible signs of damage to the paint-work, body, fittings or interior.

## Private Hire Vehicles Restricted to School Formals, Weddings and Funerals

- Any motor vehicle (irrespective of make, model, shape, wheelbase or age); and
- The vehicle must be very well presented and in excellent condition, with no visible signs of damage to the paint-work, body, fittings or interior.

## Transitional Provisions

All the above criteria apply to all vehicles operated under an ordinary licence issued or renewed, or a short-term licence issued or reissued, or a restricted private hire vehicle operated pursuant to an exemption from the requirement for a licence under the Passenger Transport Act 1990, on and from the 13 September 2001. However, a vehicle operating under a licence immediately prior to that date may be changed to instead comply with the above criteria or may continue to comply with the notice titled "Private Hire Vehicle Standards relating to Age, Make and Model" published in the *New South Wales Government Gazette* on the 27 September 1991, until the licence expires or the licensed vehicle is replaced, whichever occurs first.

JIM GLASSON,  
Director-General,  
Ministry of Transport

**RACING ADMINISTRATION ACT 1998****ORDER****Bookmaker Sports Betting – General Conditions  
on Authorities**

I, GRAHAM JAMES WEST, M.P., Minister for Gaming and Racing, in pursuance of section 20 (1) (b) of the Racing Administration Act 1998, hereby impose the General Conditions on bookmaker sports betting authorities as set out hereunder.

These conditions replace the General Sports Betting Conditions gazetted on 3 January 2003.

Dated at Sydney, this 25th day of September 2007.

GRAHAM WEST, M.P.,  
Minister for Gaming and Racing  
Minister for Sport and Recreation

**RACING ADMINISTRATION ACT 1998****New South Wales Bookmaker Sports Betting  
General Conditions****1 Introduction**

These General Conditions are imposed by the Minister for Gaming and Racing under section 20 (1) (b) of the Racing Administration Act 1998 (the Act). These conditions commence on the date of publication in the *New South Wales Government Gazette* and replace the General Conditions published in the *New South Wales Government Gazette* on 3 January 2003.

**2 Definitions**

In these general conditions:

‘Act’ means the Racing Administration Act 1998.

‘authorised person’ means a person authorised by the Minister under section 21 of the Act to perform functions such as the conduct of inspections.

‘authorised casual sports betting bookmaker’ means an authorised sports betting bookmaker who is limited in terms of clauses 3.6 (b) and 3.7 herein.

‘OLGR’ means the New South Wales Office of Liquor, Gaming and Racing.

‘sports bet’ means any bets or wager made with a sports betting bookmaker on a sports betting event.

‘Bookmaker Sports Betting Rules’ means the rules made and approved under section 23 of the Act as amended.

**3 General**

3.1 Sports bets may only be accepted by a bookmaker holding a current sports betting authority issued by the Minister under section 19(1) of the Act. Bookmakers applying to the Minister for an authority to conduct sports betting must:

- (a) be licensed by one or more of the NSW racing controlling bodies;
- (b) hold a current NSW State Bookmakers Authority; and
- (c) hold a financial guarantee from the NSW Bookmakers’ Co-Operative Limited or other approved guarantee facility for sports betting.

3.2 An authorised sports betting bookmaker may conduct sports betting:

- (a) at a betting auditorium authorised under section 24 of the Act; or

(b) at a licensed racecourse when it is lawful for betting to take place at the racecourse; or

(c) at any time on any day at a licensed racecourse in an approved Sports Betting Office.

3.3 A race club which is authorised to conduct a betting auditorium or where an approved sports betting office is located on a racecourse may charge a sports betting bookmaker a fee not exceeding 0.25% of turnover on sports betting in respect of sports bets accepted at the Club’s racecourse.

3.4 Sports bets may only be accepted on sports betting events declared by the Minister under section 18 of the Act from time to time and which are included as a schedule to the Bookmaker Sports Betting Rules.

3.5 Sports bets shall be in accordance with the approved forms of betting imposed by the Minister under section 20 (1) of the Act from time to time and which are included as a schedule of the Bookmakers Sports Betting Rules.

3.6 Sports betting bookmakers are authorised to accept bets relating to sports betting events scheduled for determination:

(a) up to thirteen months from the date the bet is placed (in the case of bookmakers who hold a sports betting guarantee for the minimum guarantee amount); or

(b) up to twenty-eight days from the date the bet is placed (in the case of an authorised casual sports betting bookmaker, ie a bookmaker who holds only a race betting guarantee).

3.7 An authorised casual sports betting bookmaker is limited to sports betting turnover not exceeding \$250,000 in any twelve month period.

3.8 Authorised sports betting bookmakers (other than authorised casual sports betting bookmakers) shall maintain a sports betting holding account with an approved financial institution for the holding of stakes in relation to bets on sports betting events where the scheduled date of determination is more than 28 days from the date of the bet. Sports Betting Holding Accounts are to be structured so as debits (including fees, taxes and charges) and credits (including interest) do not appear on periodic account statements.

**4 Customer Debit Funds Trust Accounts (CDFTAs)**

4.1 An authorised sports betting bookmaker (other than a casual sports betting bookmaker) shall establish a separate account with an approved financial institution for holding (in aggregate) any debit funds lodged by customers with the bookmaker or due to those customers from any subsequent betting activity.

4.2 This account is to be specifically named “Customer Debit Funds Trust Account” (CDFTA) in the records of both the financial institution and the sports betting bookmaker. It is to be structured in such a way that any bank fees, taxes or charges incurred or any interest received are not debited from or credited to the account.

4.3 All funds of debit customers are to be held in the CDFTA. All transactions through the CDFTA are



to be in accordance with normal trust account principles. That is, amounts held on trust are to be dealt with only in accordance with the will of the relevant customer and are to be accounted for separately from a sports betting bookmaker's other funds.

- 4.4 In accordance with the Requirements for Sports Betting Bookmaker Customer Debit Funds Trust Accounts (issued by the Office from time to time) sports betting bookmakers who are required to maintain a CDFTA shall:
- lodge a monthly return or provide OLGR with electronic access to the monthly return; and
  - continue at all times to maintain at least the "Agreed Minimum Balance" in the account, unless authorised otherwise. A copy of the CDFTA bank statement for the previous month must be lodged with OLGR by the 14 of each month.
- 4.5 As an alternative to holding cash funds in a CDFTA as required above, a sports betting bookmaker may fully or partly satisfy the requirement set out in clause 4.1 by maintaining a Quarantined Debit Funds Financial Guarantee with the NSW Bookmakers' Co-Operative Ltd. This guarantee will be reviewed each year by OLGR and is required to be at least 80% of the lowest aggregate balance of debit customer funds held over the previous twelve months.
- 4.6 In the case of stake amounts required to be held in accordance with clause 3.8 of these Conditions, a CDFTA (where established by a bookmaker) is to be used for this purpose.
- 5 Maintenance and Retention of Records
- 5.1 Sports betting conducted other than by face-to-face transactions shall be by means of an approved telephone or approved electronic device which the sports betting bookmaker has been authorised to use by the Minister under section 16 of the Act.
- 5.2 In accordance with section 26GC of the Act, sports betting bookmakers shall keep a record of each sports bet accepted.
- 5.3 In addition to any form of record required under sections 26GB and 26GC of the Act, sports betting bookmakers shall maintain the following records:
- (a) specific location where bet accepted (racecourse, approved sports office, auditorium);
  - (b) whether transacted by cash or credit and if by telephone, face to face or electronic means;
  - (c) customer name or identifier;
  - (d) time and date of bet;
  - (e) ticket number or serial number of transaction;
  - (f) details of sports betting event, including scheduled date of determination;
  - (g) approved form of bet (eg head-to-head, handicap);
  - (h) details of competitor(s) backed;
  - (i) amount and liability of bet;
  - (j) details of any cancellation, where applicable;
  - (k) a weekly summary to be submitted to OLGR of bets and bet backs by date, by sport, by medium, or as requested by OLGR.
- 5.4 While it is preferred that the records detailed in clause 4.3 herein be in an approved computerised betting bookmaker ledger, a manual ledger may be adapted. In the event of computer malfunction, an adapted manual form shall be used.
- 5.5 Sports betting bookmakers must maintain detailed records of all transactions involving the sports betting holding account and make them available for inspection to an authorised person as required.
- 5.6 Records of all sports bets shall be retained by a sports betting bookmaker as required by the Act.
- 5.7 Sports betting bookmakers shall make available for inspection, by an authorised person, all records, accounts and documents relating to sports bets.
- 5.8 Sports betting bookmakers shall provide copies of sports betting records to the relevant race club, racing controlling body or the relevant sporting governing body if requested.
- 6 Duration and Cancellation of Sports Betting Authorisation
- 6.1 Under section 22 of the Act a bookmaker sports betting authority remains in force until it is cancelled by the Minister.
- 7 Disputes
- 7.1 In the event of a dispute with a customer a sports betting bookmaker shall endeavour to resolve the matter promptly.
- 7.2 Under Part 7 of the Bookmaker Sports Betting Rules a sports betting bookmaker or customer may refer a dispute to the Sports Betting Disputes Panel. Upon request from the Panel, sports betting bookmakers shall tender all relevant records and documents. Sports betting bookmakers shall provide the Panel with all reasonable assistance and co-operation to facilitate resolution and determination of disputes.
- 7.3 Sports betting bookmakers shall abide by a decision of the Sports Betting Disputes Panel. Failure to do so may result in reference of the circumstances to the Bookmakers Revision Committee.

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**TRANSPORT ADMINISTRATION ACT 1988  
LAND ACQUISITION (JUST TERMS  
COMPENSATION) ACT 1991**

Notice of Compulsory Acquisition of Freehold and Leasehold Land Interests for the Purposes of the Chatswood Transport Interchange

THE Transport Infrastructure Development Corporation, with the approval of His Excellency the Lieutenant Governor with the advice of the Executive Council, declares that the Interests described in Schedule hereto are acquired by compulsory process under the provisions of the Transport Administration Act 1988 and the Land Acquisition (Just Terms Compensation) Act 1991, for the purpose of the Transport Infrastructure Development Corporation, being for the Chatswood Transport Interchange.

Dated this 5th day of October 2007.

CHRIS LOCK,  
Chief Executive Officer

## SCHEDULE

## Land

- (i) All that piece or parcel of land situated at Chatswood in the Local Government Area of Willoughby, Parish of Willoughby, County of Cumberland and State of New South Wales, being Lot 6 in Deposited Plan 530717 said to be in the possession of Chino Pty Ltd but excluding:
- Easements for Rock Anchors and Crane Swings created by *New South Wales Government Gazette* No. 94, dated 29 July 2005, pages 3984 to 3988.
  - Lease registered as Dealing 7007759 to Bavid Holdings Pty Ltd, being Level 3.
- (ii) All that piece or parcel of land situated at Chatswood in the Local Government Area of Willoughby, Parish of Willoughby, County of Cumberland and State of New South Wales, being Lot 8 in Deposited Plan 531274 said to be in the possession of United Six Pty Ltd, but excluding:
- Cross Support easement created by Dealing K829604.
  - Easements for Rock Anchors and Crane Swings created by *New South Wales Government Gazette* No. 94, dated 29 July 2005, pages 3984 to 3988.
  - Lease registered as Dealing 8096061 to Jerome Clive Long, being 428 Victoria Avenue, Ground Floor Shop.
  - Lease registered as Dealing 9765910 and transferred to Zhi Kang Wang by Dealing AA421796, being 426 Victoria Avenue, Ground Floor and upstairs residence and one rear parking space.
- (iii) All that piece or parcel of land situated at Chatswood in the Local Government Area of Willoughby, Parish of Willoughby, County of Cumberland and State of New South Wales, being (part) Lot 12 in Deposited Plan 817116 being stratum adjoining Lot 6 in Deposited Plan 530717 and above Lot 14 in Deposited Plan 817116 said to be in the possession of Willoughby City Council, but excluding:
- Lot A, acquired by Transport Infrastructure Development Corporation by *New South Wales Government Gazette* No. 94, dated 29 July 2005, page 3988 and being a Stratum limited in depth to a level plane at RL 101.3 and limited in height to a level plan at 101.7.
  - Lease registered as Dealing E416369 and transferred to Chino Pty Limited by Dealing E701495
  - Un-registered sub-lease to Bavid Holdings (described as level 3, 430 Victoria Avenue in Caveat AA574043 registered by Bavid Holdings Pty Ltd).
  - Easement for Crane Swings created by *New South Wales Government Gazette* No. 94, dated 29 July 2005, pages 3986 to 3988.

## Interest in Land

- (iv) All those parts of lease registered as Dealing E416369 and transferred to Chino Pty Limited by Dealing E701495 of land situate at Chatswood in the Local Government Area of Willoughby, Parish of Willoughby, County of Cumberland and State of New South Wales, being Lot 12 in Deposited Plan 817116 and subject to lease between Willoughby City Council and Chino Pty Ltd.

# 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

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

GOSFORD CITY COUNCIL declares with the approval of Her Excellency the Governor, that the lands described in the Schedule below, excluding any mines or deposits of minerals in those lands, are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purpose of a cemetery. Dated at Gosford, 2 October 2007. N. PASTERNAKY, Acting General Manager, Gosford City Council, PO Box 21, Gosford NSW 2250, tel.: (02) 4325 8222.

#### SCHEDULE

Lot 1, DP 1090034; Lot 3, DP 1090034 and Lot 4, DP 1090034. [3542]

### GREAT LAKES COUNCIL

Roads Act 1993, Section 162

Roads (General) Regulation 2000

Naming of Roads

NOTICE is hereby given that Great Lakes Council, pursuant to the aforementioned Act and Regulation, has named the roads described hereunder.

<i>Description</i>	<i>Name</i>
The un-named road located on the eastern side of the Pacific Highway, approximately 290m south of Willina Road, Coolongolook.	Brushy Creek Road, Coolongolook.

KEITH O'LEARY, General Manager, Great Lakes Council, Breese Parade, Forster NSW 2428. [3543]

### INVERELL SHIRE COUNCIL

Roads Act 1993

Naming of Road

IN accordance with section 162 of the Roads Act 1993, it is notified that there being no objections received, the Council has adopted the name of:

<i>Location</i>	<i>Name</i>
Within proposed subdivision off Bannockburn Road south of Rivendell Road.	Cockran Close.
Within the Parkland Estate subdivision off Gordon Street, DP 1104622.	Vincent Place.
Within proposed subdivision off May Street south of Cloonan Terrace.	Riverview Close.

By Order of Council, 25 September 2007. P. J. HENRY, General Manager, Inverell Shire Council, Administration Centre, 144 Otho Street, Inverell NSW 2360. [3544]

### INVERELL SHIRE COUNCIL

Fixing of Levels

NOTICE is hereby given that levels of MANSFIELD STREET – EVANS STREET to HENDERSON STREET, as shown on plans exhibited at Council's Office and as advertised in the Inverell Times on 7 September 2007, have been duly approved and fixed by the authority delegated to me under section 378 of the Local Government Act 1993, as amended, in accordance with such plans on 10 October 2007. P. J. HENRY, General Manager, Administrative Centre, 144 Otho Street, Inverell NSW 2360. [3545]

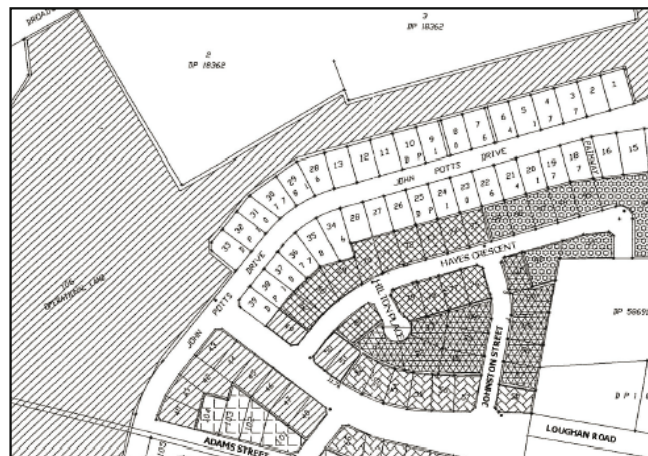
### JUNEE SHIRE COUNCIL

Notice

Roads Act 1993, Roads (General) Regulation 2000

Part 2 – Roads, Division 2 – Naming of Roads

NOTICE is hereby given that, subsequent to advertising and no written objections being received, Junee Shire Council has named four new streets in the John Potts Drive subdivision as shown in the plan, being Adams Street, Johnston Street, Hayes Crescent and Hilton Place.



GREG CAMPBELL, General Manager, PO Box 93, Junee NSW 2663. [3546]

### JUNEE SHIRE COUNCIL

Notice

Roads Act 1993, Roads (General) Regulation 2000

Part 2 – Road, Division 2 – Naming of Roads

NOTICE is hereby given that, subsequent to advertising and no written objections being received, Junee Shire Council has named the lane running parallel with the Olympic Highway (Turland Street) at Illabo, between Jubilee Street and Stratton Street, 'Tooheys Lane'. GREG CAMPBELL, General Manager, PO Box 93, Junee NSW 2663. [3547]

**MARRICKVILLE COUNCIL**

## Pesticide Use Notification Plan

MARRICKVILLE COUNCIL considered an amended draft Pesticide Use Notification Plan and, in accordance with the Pesticides Regulation 1995, placed the document on public exhibition for 28 days. Submissions were considered and the amended Plan was formally adopted by Council on 18 September 2007. The Plan applies to outdoor public places owned or controlled by Council within Marrickville local government area. A copy of the Plan is available for viewing, free of charge, at the Administration Centre, 2-14 Fisher Street, Petersham during business hours or may be viewed at Council's website: [www.marrickville.nsw.gov.au](http://www.marrickville.nsw.gov.au). CANDY NAY, General Manager, Marrickville Council, PO Box 14, Petersham NSW 2049. [3548]

**RANDWICK CITY COUNCIL**

## ERRATUM

Local Government Act 1993, Section 50

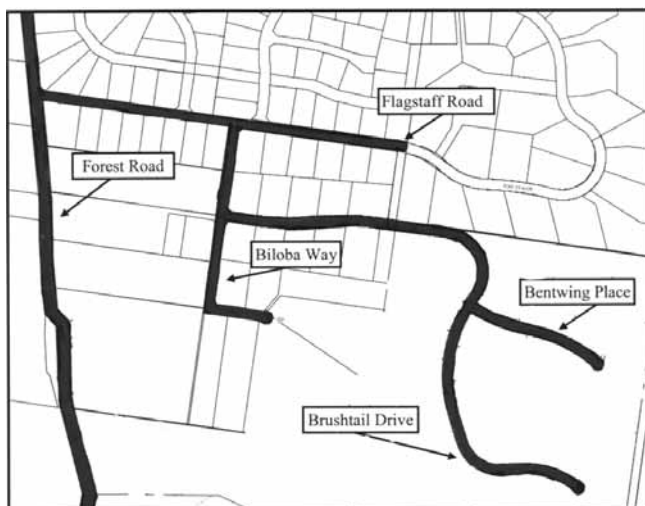
Erratum in Notice of Vesting of Drainage Reserve in Council

IN the notification appearing in the *New South Wales Government Gazette* of 21 September 2007, under the heading Notice of Vesting of Drainage Reserve in Council, line one of the Schedule should have read Lot 64, section 10, Deposited Plan 5759. [3549]

**TAMWORTH REGIONAL COUNCIL**

Proposed New Street Names  
Moore Creek Locality

NOTICE is hereby given that the Tamworth Regional Council, in accordance with the Roads (General) Regulation 2000, Part 2, Division 2, proposed that the roads shown hereunder be named "Flagstaff Road", "Biloba Way", "Brushtail Drive" and "Bentwing Place".



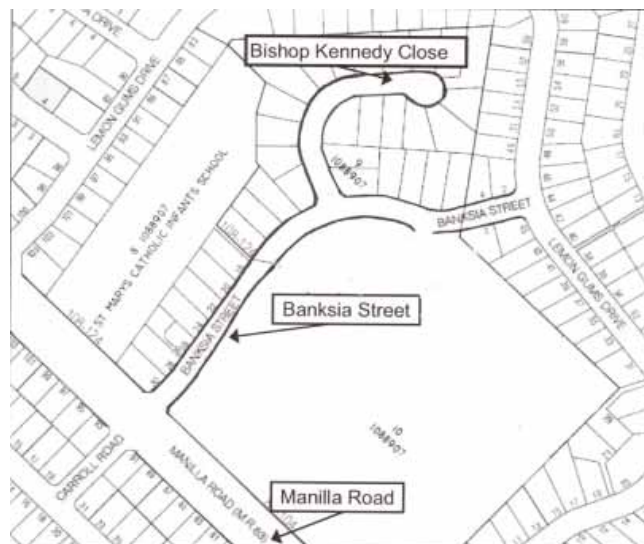
The proposed names will be placed on exhibition in Council's Customer Services section of Ray Walsh House, Peel Street, Tamworth, between 8:00 a.m. and 5:00 p.m., Monday to Friday, for a period of 28 days from Monday, 27 August 2007.

Any interested person may view the proposal during the exhibition period and may make written comments on the proposal up until 21 September 2007. G. INGLIS, General Manager, Tamworth Regional Council, PO Box 555, Tamworth NSW 2340. [3550]

**TAMWORTH REGIONAL COUNCIL**

Proposed New Street Name  
Oxley Vale Locality

NOTICE is hereby give that the Tamworth Regional Council, in accordance with the Roads (General) Regulation 2000, Part 2, Division 2, proposes that the road shown hereunder be named "Bishop Kennedy Close".



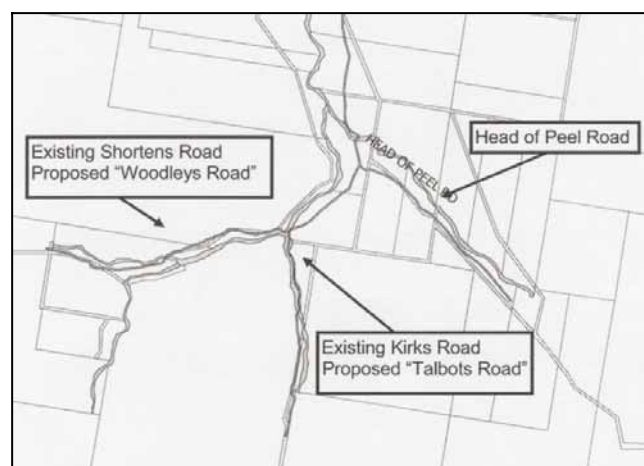
The proposed road name will be placed on exhibition in Council's Customer Services section of Ray Walsh House, Peel Street, Tamworth, between 8:00 a.m. and 5:00 p.m., Monday to Friday, for a period of 28 days from Monday, 27 August 2007.

Any interested person may view the proposal during the exhibition period and may make written comment on the proposal up until 21 September 2007. G. INGLIS, General Manager, Tamworth Regional Council, PO Box 555, Tamworth NSW 2340. [3551]

**TAMWORTH REGIONAL COUNCIL**

Proposed New Road Names  
Crawney Locality

NOTICE is hereby given that the Tamworth Regional Council, in accordance with the Roads (General) Regulation 2000, Part 2, Division 2, proposes that the roads shown hereunder be named "Woodleys Road" and "Talbots Road".



The proposed road names will be placed on exhibition in Council's Customer Services section of Ray Walsh House, Peel Street, Tamworth, between 8:00 a.m. and 5:00 p.m., Monday to Friday, for a period of 28 days from Monday, 27 August 2007.

Any interested person may view the proposal during the exhibition period and may make written comment on the proposal up until 21 September 2007. G. INGLIS, General Manager, Tamworth Regional Council, PO Box 555, Tamworth NSW 2340. [3552]

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**WYONG SHIRE COUNCIL**

Roads Act 1993, Section 10

PURSUANT to section 10 of the Roads Act 1993, notice is hereby given that the land being the unformed road shown as Lot 21 in Deposited Plan 1113256, Vales Road, Mannering Park, is dedicated as public road. K. YATES, General Manager, PO Box 20, Wyong NSW 2259. [3553]

**COMPANY NOTICES**

NOTICE of meeting of members.—Pursuant to section 509 of the Corporations Law.—In the matter of OLIVERS GIFT CENTRE PTY LIMITED, ACN 002 480 686.—Notice is hereby given that pursuant to section 509 of the Corporations Law, the final meeting of members of the abovenamed company will be held at the office of Steel Walsh & Murphy, calare Buildings, 103 Kendal Street, Cowra NSW 2794, on 8 November 2007 for the purpose of laying before the meeting the liquidator's final account and report and giving any explanation thereof. Dated 8 October 2007. KENDALL McMASTER, Chartered Accountant, 103 Kendal Street, Cowra NSW 2794. [3554]

NOTICE of voluntary liquidation.—Section 491 (2) of the Corporations Law.—TILLER ENTERPRISES PTY LIMITED, ACN 000 598 541.—At a general meeting of the abovenamed company, duly convened and held at 146 Red Cedar Lane, Meroo Meadow on 5 October 2007, the following special resolution was passed: That the company be wound up as a Members' Voluntary Liquidation and that the assets of the company may be distributed in whole or in part to the members in specie should the liquidator so desire. Dated 12 October 2007. K. M. WALLACE, Liquidator, c.o. Booth Partners, 52 Osborne Street, Nowra NSW 2541. [3555]

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