



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 151
Friday, 19 October 2007

Published under authority by Government Advertising

LEGISLATION

Regulation



New South Wales

Criminal Procedure Further Amendment (Penalty Notices) Regulation 2007

under the

Criminal Procedure Act 1986

Her Excellency the Governor, 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

Part 3 of the *Criminal Procedure Regulation 2005* currently provides for a penalty notice scheme relating to certain offences under the *Crimes Act 1900* and the *Summary Offences Act 1988* to operate only in specified parts of New South Wales. The object of this Regulation is to provide for that scheme to operate in all of New South Wales on and from 1 November 2007.

This Regulation is made under the *Criminal Procedure Act 1986*, including sections 4 (the general regulation-making power) and 343.

Clause 1 Criminal Procedure Further Amendment (Penalty Notices) Regulation 2007

Criminal Procedure Further Amendment (Penalty Notices) Regulation 2007

under the

Criminal Procedure Act 1986

1 Name of Regulation

This Regulation is the *Criminal Procedure Further Amendment (Penalty Notices) Regulation 2007*.

2 Commencement

This Regulation commences on 1 November 2007.

3 Amendment of Criminal Procedure Regulation 2005

The *Criminal Procedure Regulation 2005* is amended by omitting clauses 11 and 12.

OFFICIAL NOTICES**Appointments****MENTAL HEALTH ACT 1990**

Order under section 287A

Revocation and appointment of accredited person

I, Professor Debora Picone, A.M., Director-General of the NSW Department of Health, acting pursuant to section 287A of the Mental Health Act 1990 and section 47 of the Interpretation Act 1987, do hereby:

1. REVOKE the appointment published in *NSW Government Gazette* No. 30 of 4 March 2005 of Mr Duncan OLIVER as an accredited person, employed in the Sydney South West Area Health Service; and
2. APPOINT Mr Duncan OLIVER, employed in the public health organisation South Eastern Sydney/Illawarra Area Health Service, as an accredited person for the purposes of the Mental Health Act until and including 31 December 2007, provided:
 - i. that he exercises the function of an accredited person only during the course of his employment in the public health organisation already named; and
 - ii. that at all times he acts in accordance with such Policies and Procedures applicable to accredited persons as may be issued from time to time by the Department of Health or the public health organisation in which he is employed.

Signed at Sydney this sixth day of October 2007.

Professor DEBORA PICONE, A.M.,
Director-General

Department of Lands

ARMIDALE OFFICE

108 Faulkner Street (PO Box 199A), Armidale NSW 2350

Phone: (02) 6770 3100 Fax (02) 6771 5348

ERRATUM

THE notice appearing below was published incorrectly in *New South Wales Government Gazette* No. 39, dated 28 September 2007, Folio 7377, as a date was left out in Column 2. The following notice replaces that in full. The gazettal date remains the same.

ADDITION TO RESERVED CROWN LAND

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

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

SCHEDULE

Column 1

Land District: Inverell.
Shire: Inverell.
Parish: Inverell.
County: Gough.
Lot 1, DP 795830; Lot 120,
DP 1097591 and
Lot 1, DP 818029.
Area: 96.54 hectares.
Torrens Title Identifiers:
1/795830, 120/1097591
and 1/818029.
File No.: 07/3949.

Column 2

Crown Land reserved for
the public purpose of soil
conservation by notification
in the *New South Wales
Government Gazette* of
18 July 1947, as Reserve
No. 72357.

ROADS ACT 1993

ORDER

Transfer of a Crown road to a Council

IN pursuance of the provisions of section 151, Roads Act 1993, the Crown public roads specified in each Schedule 1 are transferred to the Roads Authority specified in the corresponding Schedule 2 hereunder, as from the date of publication of this notice and as from that date, the roads specified in each Schedule 1, cease to be Crown public roads.

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

SCHEDULE 1

*Parish and Village – Maryland; County – Buller;
Land District and L.G.A. – Tenterfield*

The Crown road known as the extensions of Maryland Road and Queen Street as shown shaded solid black on the diagram hereunder.



SCHEDULE 2

Roads Authority: Tenterfield Shire Council.

File No.: AE 07 H 18:W402441.

Councils Reference: John Martin : CM 601/07.

GRAFTON OFFICE
76 Victoria Street (Locked Bag 10), Grafton NSW 2460
Phone: (02) 6640 3400 Fax: (02) 6642 5375

NOTIFICATION OF CLOSING OF ROAD

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

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

 Description

Land District – Grafton; L.G.A. – Clarence Valley Council

Roads Closed: Lot 1, DP 1117062 at Yamba, Parish Yamba, County Clarence.

File No.: GF05 H 221.

Schedule

On closing, the land within Lot 1, DP 1117062 becomes vested in Clarence Valley Council as operational land for the purposes of the Local Government Act 1993.

Councils Reference: DWC: 80327.

 Description

*Land District – Murwillumbah;
 L.G.A. – Tweed Shire Council*

Roads Closed: Lot 3, DP 1011383 at Nobby's Creek, Parish Kynnumboon, County Rous.

File No.: GF04 H 128.

Schedule

On closing, the land within Lot 3, DP 1011383 becomes vested in Tweed Shire Council as operational land for the purposes of the Local Government Act 1993.

Councils Reference: GR3/12/5.

MOREE OFFICE

Frome Street (PO Box 388), Moree NSW 2400
Phone: (02) 6752 5055 Fax: (02) 6752 1707

NOTIFICATION OF CLOSING OF ROADS

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

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

Description

*Land District – Moree;
 Council – Moree Plains Shire;
 Parish – Millebee;
 County – Benarba*

Lot 1 in DP 1119165. File Reference: ME05 H 79.

Note: Upon closure the land remains vested in the Crown as Crown land.

NOWRA OFFICE

5 O'Keefe Avenue (PO Box 309), Nowra NSW 2541
Phone: (02) 4428 9100 Fax: (02) 4421 2172

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 public road and the rights of passage and access that previously existed in relation to the road are extinguished.

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

 Description

*Parish – Kembla; County – Camden;
 Land District – Kiama; L.G.A. – Wollongong*

Lots 1 and 2 in DP 1113311 at Dombarton.

File No.: NA05 H 127.

Note: On closing, the land will remain vested in the State of New South Wales as Crown Land.

 Description

*Parish – Wandella; County – Dampier;
 Land District – Moruya; L.G.A. – Bega Valley*

Lot 1 in DP 1115385 at Wandella.

File No.: NA05 H 349.

Note: On closing, the land will remain vested in the State of New South Wales as Crown Land.

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

ADDITION TO RESERVED CROWN LAND

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

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

SCHEDULE

Column 1

Land District: Parkes
 Local Government Area: Parkes Shire Council
 Locality: Bumberry, Ashburnham (Parish, County)

Lot	Sec.	D.P. No.	Parish	County
7013		750142 #	Bumberry	Ashburnham
Area: 2023m2				
File Reference: OE83H261				

Column 2

Reserve No. 750142
 Public Purpose: Future Public Requirements
 Notified: 29 June 2007

Lot	Sec.	D.P. No.	Parish	County
7002		750142 #	Bumberry	Ashburnham
7003		1020146	Bumberry	Ashburnham
New Area: 23.7ha.				

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

SCHEDULE

Column 1

Land District: Rylstone
 Local Government Area: Mid-Western Regional Council
 Locality: Bylong, Phillip (Parish, County)

Lot	Sec.	D.P. No.	Parish	County
56		755420	Bylong	Phillip
57		755420	Bylong	Phillip
Area: 56.45ha				
File Reference: OE80H3244/1				

Column 2

Reserve No. 755420
 Public Purpose: Future Public Requirements
 Notified: 29 June 2007

Lot	Sec.	D.P. No.	Parish	County
New Area: 56.45ha				

Area: 56.45ha
 File Reference: OE80H3244/1

SCHEDULE

Column 1

Land District: Lithgow
 Local Government Area: Lithgow Shire Council
 Locality: Thornshope, Roxburgh (Parish, County)

Lot	Sec.	D.P. No.	Parish	County
96		755794 #	Thornshope	Roxburgh
Area: 1.502ha				
File Reference: OE81H152				

Column 2

Reserve No. 755794
 Public Purpose: Future Public Requirements
 Notified: 29 June 2007

Lot	Sec.	D.P. No.	Parish	County
New Area: 1.502ha				

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

SCHEDULE

Column 1

Land District: Bathurst
 Local Government Area: Oberon Council
 Locality: Blenheim, Westmoreland (Parish, County)

Lot	Sec.	D.P. No.	Parish	County
Pt 214		757042	Bylong	Phillip
Description: Part of Lot 214 DP 757042, east of the southern prolongation of western most boundary of road west of Lot 2 DP 827233				
Area: 8094m2				
File Reference: OE80H3407				

Column 2

Reserve No. 757042
 Public Purpose: Future Public Requirements
 Notified: 29 June 2007

Lot	Sec.	D.P. No.	Parish	County
New Area: 8094m2				

NOTIFICATION OF CLOSING OF PUBLIC ROAD

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

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

Description

*Parish – Hartley and Lowther;
County – 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.

DISSOLUTION OF RESERVE TRUST

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Portland Baby Clinic (R71140) Reserve Trust.	Reserve No.: 71140. Public Purpose: Baby Clinic. Notified: 28 January 1944. File No.: OE88 H 187/1.

REVOCATION OF RESERVATION OF CROWN LAND

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

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

SCHEDULE 1

<i>Column 1</i>	<i>Column 2</i>
Land District: Lithgow. Local Government Area: Lithgow City Council. Locality: Portland. Reserve No.: 71140. Public Purpose: Baby Clinic. Notified: 28 January 1944. File No.: OE88 H 187/1.	The whole being Lot 17, section 1, DP No. 758855, Parish Cullen Bullen, County Roxburgh, of an area of 765.1 square metres.

Note: Following revocation it is intended to reserve the land for community purposes currently occupied by the Blinky Bill Portland Child Care Centre.

SCHEDULE 2

<i>Column 1</i>	<i>Column 2</i>
Land District: Lithgow. Local Government Area: Lithgow City Council. Locality: Portland. Reserve No.: 71722. Public Purpose: Baby Clinic. Notified: 2 November 1945. File No.: OE88 H 187/1.	The whole being Lot 18, section 1, DP No. 758855, Parish Cullen Bullen, County Roxburgh, of an area of 765.1 square metres.

Note: Following revocation it is intended to reserve the land for community purposes currently occupied by the Blinky Bill Portland Child Care Centre.

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: Lithgow. Local Government Area: Lithgow City Council. Locality: Portland. Lot 17, section 1, DP No. 758855, Parish Cullen Bullen, County Roxburgh; Lot 18, section 1, DP No. 758855, Parish Cullen Bullen, County Roxburgh. Area: About 1530 square metres. File No.: OE00 H 187.	Reserve No.: 1014110. Public Purpose: Community purposes.

ESTABLISHMENT OF RESERVE TRUST

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Portland Community (R1014110) Reserve Trust.	Reserve No.: 1014110. Public Purpose: Community purposes. Notified: This day. File No.: OE88 H 187.

**APPOINTMENT OF CORPORATION TO MANAGE
RESERVE TRUST**

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Blinky Bill Portland Child Care Centre Inc.	Portland Community (R1014110) Reserve Trust.	Reserve No.: 1014110. Public Purpose: Community purposes. Notified: This day. File No.: OE88 H 187.

ERRATUM

THE notice appearing below was previously published in *New South Wales Government Gazette* No. 41, dated 12 October 2007, Folio 7750, containing incorrect information. The following notice replaces that in full. The gazettal date remains the same.

**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: Lithgow LGA: Lithgow Parish: Gindantherie County: Cook Village: Glen Davis Reserve No. 751639 Purpose: Future Public Requirements Date of Notification: 29 June 2007 File: OE03 H 246	Part being allotments 5 and 6, Section 11, DP 758446 Area: 1,112 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

**REVOCATION OF RESERVATION OF
CROWN LAND**

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

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

SCHEDULE 1

<i>Column 1</i>	<i>Column 2</i>
Land District: Windsor. Council: Baulkham Hills. Parish: Maroota. County: Cumberland. Locality: South Maroota. Reserve No.: 93530. Purpose: Future public requirements. Date of Notification: 5 September 1980. Folio Identifier: 248/704612. File No.: MN84 H 548.	The whole, being Lot 248, DP 704612, comprising 2.18 hectares.

SCHEDULE 2

<i>Column 1</i>	<i>Column 2</i>
Land District: Metropolitan. Council: Hornsby. Parish: Cowan. County: Cumberland. Location: Brooklyn. Reserve: 752026. Purpose: Future public requirements. Date of Notification: 29 June 2007. File No.: MN02 H 75.	Part Reserve 752026 being the whole of Lot 10, section 3, DP 758166.

ERRATUM

IN the notification appearing in the *New South Wales Government Gazette* of 5 March 1954, Folio 698, under the heading "Notification under the Public Roads Act 1902 of Resumption and Dedication of Lands for Road, of Declaration of Road to be Public Road and of Closing of Roads" in the third paragraph under the subheading "Title reference and other particulars, also roads closed and roads declared to be public road", the area shown as 1 1/3 perches in brackets should read 1 perch as shown in road plan R23580 1603 in so far as it relates to C.T. Vol 4411, Folio 63.

File: R23580 1603.

**PLAN OF MANAGEMENT FOR HARBORD
LITERARY INSTITUTE AND EARLY CHILDHOOD
HEALTH CENTRE AT HARBORD 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 Harbord Literary Institute and Early Childhood Health Centre at Harbord, which in part comprises reserved Crown Lands, described hereunder and under the management of Warringah Council.

The draft plan can be viewed at Warringah Council offices, Civic Centre, 725 Pittwater Road, Dee Why NSW 2099 and on Council's website www.warringah.nsw.gov.au.

Representations are invited from the public on the draft plan. The plan will be on exhibition from Friday, 19 October 2007, for a period of 28 days. Submissions will be received up to 16 November 2007 and should be sent to The General Manager, Warringah Council, Civic Centre, Pittwater Road, Dee Why NSW 2099.

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

Description of Land

*Land District – Metropolitan; L.G.A. – Warringah;
Parish – Manly Cove; County – Cumberland*

Crown Reserve 88574, gazetted 28 April 1972, for parking, comprising Lot A, DP 752038 and land dedicated 14 January 1949, for Baby Clinic, comprising Lot 2, DP 864459, being in total about 822 square metres.

Location: Lawrence and Oliver Streets, Harbord.

File No.: MN04 R 44.

ESTABLISHMENT OF RESERVE TRUST

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Comleroy Road School of Arts (R1014088) Reserve Trust.	Reserve No.: 1014088. Public Purpose: Community purposes. Notified: 12 October 2007. File No.: MN89 R 26/4.

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

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

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

Description

*Locality – Werris Creek; Land District – Tamworth;
L.G.A. – Liverpool Plains*

Road Closed: Lot 1 in Deposited Plan 1117660, Parish Clift, County Buckland.

File No.: TH05 H 296.

Note: On closing, title to the land comprised in Lot 1 will remain vested in the State of New South Wales as Crown Land.

TAREE OFFICE**98 Victoria Street (PO Box 440), Taree NSW 2430****Phone: (02) 6591 3500 Fax: (02) 6552 2816****APPOINTMENT OF ADMINISTRATOR TO
MANAGE A RESERVE TRUST**

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Donald HOUSTON	Bulahdelah War Memorial Reserve Trust	Reserve No: 610008 Public Purpose: War Memorial Notified: 27 October 1944 File: TE80R58

For a term commencing 14 October 2007 and expiring 13 April 2008.

**PLAN OF MANAGEMENT FOR CROWN RESERVE
(MARIA RIVER REGIONAL CROWN RESERVE)
UNDER DIVISION 6 OF PART 5
OF THE CROWN LANDS ACT 1989 AND
CROWN LANDS REGULATIONS 2006**

A draft plan of management has been prepared for the Maria River Regional Crown Reserve. The Reserve covers an extensive tract of coastal Crown lands extending from North Shore, Port Macquarie to Crescent Head on the NSW Mid North Coast. The main purpose of the plan is to provide direction and a strategic framework for the ongoing management of the lands.

Inspection of the draft plan can be made during normal business hours at the Offices of Kempsey Shire Council, corner of Elbow and Tozer Streets, Kempsey; Hastings Council, corner of Lord and Burrawan Streets, Port Macquarie and the Department's Office at 98 Victoria Street, Taree. The draft plan is also available to view on the Lands website www.lands.nsw.gov.au.

Representations are invited from the public on the draft plan, which will be on exhibition from the 29 October 2007 to the 30 November 2007. Submissions should be made in writing, and be sent to reach the Team Leader, Land Management, Department of Lands, PO Box 440, Taree 2430, by 4 p.m. on 4 December 2007. Telephone enquiries should be directed to the Taree Office on (02) 65913513

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

DESCRIPTION OF RESERVE

*Parishes – Torrens, Palmerston and Beranghi;
County – Macquarie;
Land District – Port Macquarie and Kempsey;
Shire – Port Macquarie/Hastings and Kempsey*

Reserve 1012028 for Access and Public Requirements, Tourism Purposes and Environmental and Heritage Conservation notified 4 August 2006.

File No: TE06 R 31.

WAGGA WAGGA OFFICE

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

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

APPOINTMENT OF RESERVE TRUST AS TRUSTEE OF A RESERVE

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Temora Council Crown Reserves Reserve Trust.	Reserve No.: 53432. Public Purpose: Water. Notified: 15 August 1919. File No.: WA86 A 16/2.

NOTIFICATION OF CLOSING OF A ROAD

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

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

Description

*Parish – Mulwala; County – Denison;
Land District – Corowa; Shire – Corowa*

Lot 1 in DP 1116878 at Mulwala.

File No.: WA06 H 460.

Note: On closing, the land within the former Council public road will remain vested in the Council of the Shire of Corowa as operational land.

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 Schedules 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>
Narda REID (new member), Scott ANDREWS (new member), Joseph THOMSEN (new member).	Albury West Public Hall Trust.	Reserve No.: 68462. Public Purpose: Public hall. Notified: 7 July 1939. File No.: WA82 R 82/3.

Term of Office

For a term commencing the date of this notice and expiring 30 May 2008.

SCHEDULE 2

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Antonia JOSS (new member), Neil Stuart WILSON (re-appointment), Peter James WILSON (re-appointment), Sandra Ann DRUM (re-appointment).	Balldale Recreation Reserve Trust.	Dedication No.: 620011. Public Purpose: Public recreation. Notified: 21 September 1917. File No.: WA80 R 158/2.

Term of Office

For a term commencing the date of this notice and expiring 20 June 2012.

SCHEDULE 3

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Margaret FURY (re-appointment), Bronwyn Elizabeth SMITHWICK (re-appointment), Thomas Richard GREENHILL (re-appointment), Stuart Donald GREENHILL (re-appointment).	Talmalmo Recreation Reserve Trust.	Reserve No.: 81786. Public Purpose: Public recreation. Notified: 17 July 1959. File No.: WA82 R 12/2.

Term of Office

For a term commencing the date of this notice and expiring 30 May 2012.

SCHEDULE 4

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Daniel Lee McDONNELL (re-appointment), Bruce James McFAWN (re-appointment), Donald Keith TURNER (re-appointment).	Adelong Crossing Park Trust.	Dedication No.: 620027. Public Purpose: Public recreation. Notified: 26 March 1886. File No.: WA82 R 85/2.

Term of Office

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

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

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

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

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

*Administrative District and Shire – Bourke;
 Parish – Merrita; County – Irrara*

The purpose/conditions of Western Lands Lease 2738, being the land contained within Folio Identifier 790/761933 has been altered from "Grazing" to "Grazing and Cultivation" effective from 07 September 2007.

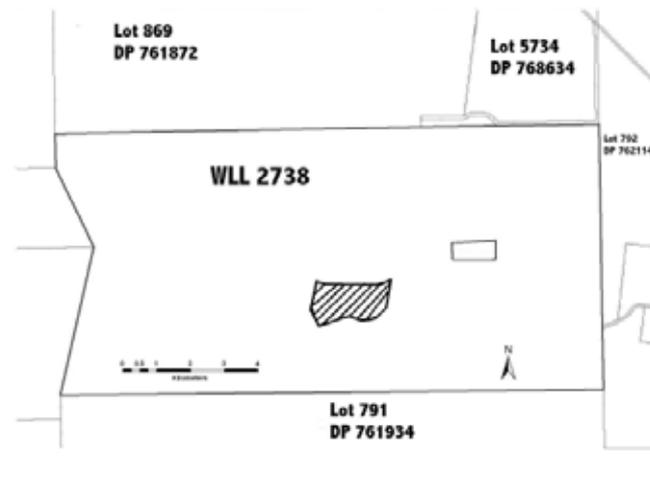
As a consequence of the alteration of purpose/conditions rent will be assessed annually in line with the Western Lands Act 1901 and Regulations.

The lease conditions have been altered by the inclusion of the special conditions following.

**SPECIAL CONDITIONS AND RESERVATIONS
 ATTACHED TO WESTERN LANDS LEASE 2738**

1. The lessee shall only cultivate an area of 220 hectares as indicated on the diagram hereunder.
2. The lessee shall ensure that cultivation and associated activities do not interfere with any road formation within the allowable area.
3. Stubble shall be retained on the soil surface and shall not be burnt, except with the approval of the Commissioner or his delegate. Where such approval is granted, stubble burning is to be carried out as per requirements of the NSW Rural Fire Service.
4. The lessee shall undertake any appropriate measures, at his/her own expense, ordered by the Commissioner to rehabilitate any degraded cultivated areas.
5. The lessee shall establish windbreaks at his/her own expense as may be ordered by the Commissioner to provide adequate protection of the soil.
6. The lessee shall undertake any fuel management and/or provision of fire trail access in accordance with fire mitigation measures to the satisfaction of the NSW Rural Fire Service.
7. Cultivation and cropping are not to alter the natural flood regime. Crops are not to be protected by levees.
8. Cultivation is permitted over the whole area covered by this Consent unless the Commissioner has required that specific areas remain uncultivated.
9. Disposal of tailwater into creeks and rivers is controlled by the Department of Environment and Climate Change under the Protection of the Environment Act 2003. Before disposing of any tailwater or water which may be contaminated with fertiliser, herbicide or pesticide the Department of Environment and Climate Change must be contacted.

10. The lessee shall ensure that no run-off will escape onto adjoining lands.



ERRATUM

IN the notification appearing in the *Government Gazette* of 24 August 2007, Folios 5939-5940, appearing under the heading "Granting of a Western Lands Lease", (being Western Lands Lease 14553) the word "keep" is to replace the word "deep" in condition 25 of the Conditions and Reservations attaching to the lease.

ESTABLISHMENT OF RESERVE TRUST

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Lightning Ridge NSW Fire Brigades Station Reserve (93229) Trust	Reserve No. 93229 Public Purpose: Fire Brigade Station Notified: 25 July 1980 File Reference: WL86R132

**APPOINTMENT OF CORPORATION TO MANAGE
 RESERVE TRUST**

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
New South Wales Fire Brigades	Lightning Ridge NSW Fire Brigades Station Reserve (93229) Trust	Reserve No. 93229 Public Purpose: Fire Brigade Station Notified: 25 July 1980 File Reference: WL86R132

APPOINTMENT OF CORPORATION TO MANAGE RESERVE TRUST

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Land Administration Ministerial Corporation	Tibooburra Aviation Reserve Trust	Reserve No. 86003 Public Purpose: Aviation Purposes Notified: 21 October 1966 File Reference: WL86R209/1.

APPOINTMENT OF CORPORATION TO MANAGE RESERVE TRUST

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Balranald Shire Council	Balranald Stock Pound (R37043) Reserve Trust	Reserve No. 37043 Public Purpose: Pound Notified: 16 January 1904 File Reference: WL07R8

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Balranald Shire Council	Balranald Riverbend Reserve Trust	Dedication No. 1013188 Public Purpose: Public Baths Site Notified: 6 October 1886 File Reference: WL07R4

ESTABLISHMENT OF RESERVE TRUST

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Balranald Stock Pound (R37043) Reserve Trust	Reserve No. 37043 Public Purpose: Pound Notified: 16 January 1904 File Reference: WL07R8/1.

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Balranald Riverbend Reserve Trust	Dedication No. 1013188 Public Purpose: Public Baths Site Notified: 6 October 1886 File Reference: WL07R4

GRANTING OF A WESTERN LANDS LEASE

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

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

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

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

The Conditions and Reservations annexed to such leases are those Conditions published in the Government Gazette of 25 May 2007, Folios 2974 – 2975.

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

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

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

WLL No.	Name of Lessee	Lot	Deposited Plan No.	Folio Identifier	Area	Term of Lease	
						From	To
WLL14661	Laurie John STURZAKER and Robert James O'NEIL as Joint Tenants	301	1076808	301/1076808	2585.m2	10-Oct-2007	09-Oct-2027
WLL14876	Victor ASCIAK	18	1057617	18/1057617	2649m2	10-Oct-2007	09-Oct-2027
WLL14708	Ivan John MIOTA	164	1076808	164/1076808	1693m2	10-Oct-2007	09-Oct-2027
WLL14913	Paul BAYLEY	302	1076808	302/1076808	2459m2	10-Oct-2007	09-Oct-2027

Department of Planning



New South Wales

Ballina Local Environmental Plan 1987 (Amendment No 104)

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*. (G06/00051/PC)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Ballina Local Environmental Plan 1987 (Amendment No 104)

Ballina Local Environmental Plan 1987 (Amendment No 104)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Ballina Local Environmental Plan 1987 (Amendment No 104)*.

2 Aims of plan

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

3 Land to which plan applies

This plan applies to land situated in the local government area of Ballina, being Lot 72, DP 737313, Racecourse Road, Ballina and Lot 13, DP 1041589, Sapphire Court, Lennox Head, as shown edged heavy black on the map marked "Ballina Local Environmental Plan 1987 (Amendment No 104)" deposited in the office of Ballina Shire Council.

4 Amendment of Ballina Local Environmental Plan 1987

Ballina Local Environmental Plan 1987 is amended as set out in Schedule 1.

Ballina Local Environmental Plan 1987 (Amendment No 104)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 5 Interpretation

Insert at the end of clause 5 (2) (c):

, and

(d) notes included in this plan do not form part of this plan.

[2] Clause 38

Insert after clause 37:

38 Classification and reclassification of public land

- (1) The objective of this clause is to enable the council, by means of this plan, to classify or reclassify public land as “operational land” or “community land” in accordance with Part 2 of Chapter 6 of the *Local Government Act 1993*.

Note. Under the *Local Government Act 1993*, “public land” is generally land vested in or under the control of a council (other than roads, Crown reserves and commons). The classification or reclassification of public land may also be made by a resolution of the council under section 31, 32 or 33 of the *Local Government Act 1993*. Section 30 of that Act enables this plan to discharge trusts on which public reserves are held if the land is reclassified under this plan as operational land.

- (2) The public land described in Part 1 or Part 2 of Schedule 7 is classified, or reclassified, as operational land for the purposes of the *Local Government Act 1993*.
- (3) The public land described in Part 3 of Schedule 7 is classified, or reclassified, as community land for the purposes of the *Local Government Act 1993*.
- (4) The public land described in Part 1 of Schedule 7:
- (a) does not cease to be a public reserve to the extent (if any) that it is a public reserve, and
 - (b) continues to be affected by any trusts, estates, interests, dedications, conditions, restrictions or covenants that affected the land before its classification, or reclassification, as operational land.
- (5) The public land described in Part 2 of Schedule 7, to the extent (if any) that it is a public reserve, ceases to be a public reserve on the commencement of the relevant classification plan and, by the operation of that plan, is discharged from all trusts, estates,

Ballina Local Environmental Plan 1987 (Amendment No 104)

Schedule 1 Amendments

interests, dedications, conditions, restrictions and covenants affecting the land or any part of the land, except:

- (a) those (if any) specified for the land in Column 3 of Part 2 of Schedule 7, and
 - (b) any reservations that except land out of the Crown grant relating to the land, and
 - (c) reservations of minerals (within the meaning of the *Crown Lands Act 1989*).
- (6) In this clause, the *relevant classification plan*, in relation to land described in Part 2 of Schedule 7, means this plan or, if the description of the land is inserted into that Part by another environmental planning instrument, that instrument.
- (7) Before the relevant classification plan inserted a description of land into Part 2 of Schedule 7, the Governor approved of subclause (5) applying to the land.

[3] **Schedule 7**

Insert after Schedule 6:

Schedule 7 Classification and reclassification of public land

(Clause 38)

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

Column 1	Column 2
Locality	Description

Ballina Local Environmental Plan 1987 (Amendment No 104)

Amendments

Schedule 1

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

Column 1	Column 2	Column 3
Locality	Description	Any trusts etc not discharged
Ballina		
Racecourse Road	Lot 72, DP 737313, as shown edged heavy black on the map marked "Ballina Local Environmental Plan 1987 (Amendment No 104)"	Nil.
Lennox Head		
Sapphire Court	Lot 13, DP 1041589, as shown edged heavy black on the map marked "Ballina Local Environmental Plan 1987 (Amendment No 104)"	Right of carriageway (AC1793) as noted on Certificate of Title Folio Identifier 13/1041589.

Part 3 Land classified, or reclassified, as community land

Column 1	Column 2
Locality	Description



New South Wales

Byron Local Environmental Plan 1988 (Amendment No 132)

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*. (G97/00185/PC-1)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Byron Local Environmental Plan 1988 (Amendment No 132)

Byron Local Environmental Plan 1988 (Amendment No 132)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Byron Local Environmental Plan 1988 (Amendment No 132)*.

2 Aim of plan

The aim of this plan is to amend *Byron Local Environmental Plan 1988* to provide for the amplification of the Kallaroo Circuit Bund subject to specified considerations.

3 Land to which plan applies

This plan applies to certain land within the local government area of Byron comprising part of Kallaroo Circuit, Ocean Shores, as shown edged heavy black on the map marked "Byron Local Environmental Plan 1988 (Amendment No 132)" deposited in the office of Byron Shire Council.

4 Amendment of Byron Local Environmental Plan 1988

Byron Local Environmental Plan 1988 is amended by inserting after clause 24 (3):

- (4) Despite any other provision of this plan, the council may grant consent to development for the purpose of modifying the hydraulic capacity of the Capricornia Canal culvert located on Kallaroo Circuit, Ocean Shores, as shown edged heavy black on the map marked "Byron Local Environmental Plan 1988 (Amendment No 132)", if the council has considered:
 - (a) the environmental and ecological impact of the development, and
 - (b) the impact of the development on water quality in Capricornia Canal and Marshalls Creek and any measures that may be undertaken to avoid any degradation of water quality.

Department of Primary Industries

EXOTIC DISEASES OF ANIMALS ACT 1991

Appointment of Inspector

I, STEPHEN ELLIOT DUNN, Deputy Chief Veterinary Officer, in accordance with the terms of my appointment pursuant to section 66(2) of the Exotic Diseases of Animals Act 1991 ("the Act"), and pursuant to section 68 of the Act, appoint the persons named in the Schedule below as Inspectors for the purpose of the exercise and performance of the powers and functions of an Inspector under the Act, from 13 October 2007 until 31 March 2008 inclusive.

SCHEDULE

Jessica Gesuina Angela TOSTI

Heath George CALDER

Robert Michael HARRIS

Dated this 13th day of October 2007.

STEPHEN ELLIOT DUNN,
Deputy Chief Veterinary Officer

FISHERIES MANAGEMENT ACT 1994

FISHERIES MANAGEMENT (AQUACULTURE) REGULATION 2007

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

THE Minister has granted the following Class 1 Aquaculture Lease:

AL05/029 within the estuary of the Pambula River, having an area of 0.6904 hectares to Jason and Jasmine MOORE of Pambula Beach NSW for a term of 15 years expiring on 2 July 2022.

BILL TALBOT,
Director,

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

MINERAL RESOURCES

NOTICE is given that the following applications have been received:

ASSESSMENT LEASE APPLICATION

(07-344)

No. 42, ILUKA RESOURCES LIMITED (ACN 008 675 018), area of about 79.68 square kilometres, for ilmenite, leucoxene, rutile and zircon, dated 30 July 2007. (Broken Hill Mining Division).

EXPLORATION LICENCE APPLICATIONS

(T07-0459)

No. 3318, STARLEA PTY. LTD. (ACN 078 235 417), area of 1 unit, for Group 1, dated 13 September 2007. (Sydney Mining Division).

(T07-0465)

No. 3324, METALLURGICAL REFINING & DEVELOPMENT PTY LTD (ACN 009 756 414) AND JAMES MACAULAY, area of 100 units, for Group 1, dated 2 October 2007. (Cobar Mining Division).

(T07-0466)

No. 3325, GREYSTOKE MINES PTY LTD (ACN 125 517 259), area of 16 units, for Group 1, dated 3 October 2007. (Broken Hill Mining Division).

(T07-0467)

No. 3326, OSIRIS ENERGY PTY LTD (ACN 116203019), area of 150 units, for Group 8, dated 5 October 2007. (Coffs Harbour Mining Division).

(T07-0468)

No. 3327, GREYSTOKE MINES PTY LTD (ACN 125 517 259), area of 16 units, for Group 1, dated 8 October 2007. (Broken Hill Mining Division).

(T07-0469)

No. 3328, SNOWMIST PTY LTD (ACN 011 041 384) AND ALAMO LIMESTONE PTY LTD (ACN 094 851 911), area of 4 units, for Group 2, dated 8 October 2007. (Singleton Mining Division).

(T07-0470)

No. 3329, BRIGHT PROSPECTS PTY LTD (ACN 127 841 543), area of 17 units, for Group 1, dated 12 October 2007. (Armidale Mining Division).

(T07-0471)

No. 3330, GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827), area of 14 units, for Group 1, dated 15 October 2007. (Cobar Mining Division).

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

NOTICE is given that the following applications have been granted:

EXPLORATION LICENCE APPLICATIONS

(06-4069)

No. 2774, now Exploration Licence No. 6878, GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827), County of Blaxland, Map Sheet (8132), area of 82 units, for Group 1, dated 14 September 2007, for a term until 14 September 2009.

(06-4149)

No. 2852, now Exploration Licence No. 6879, GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827), Counties of Blaxland and Mouramba, Map Sheet (8133), area of 97 units, for Group 1, dated 14 September 2007, for a term until 14 September 2009.

(06-7087)

No. 2955, now Exploration Licence No. 6880, BIG ISLAND MINING LIMITED (ACN 112 787 470), Counties of Ashburnham and Forbes, Map Sheet (8530, 8531), area of 135 units, for Group 1, dated 14 September 2007, for a term until 14 September 2009.

(06-7091)

No. 2959, now Exploration Licence No. 6876, LESLIE HERBERT SAVAGE, County of Ashburnham, Map Sheet (8531), area of 2 units, for Group 5, dated 13 September 2007, for a term until 13 September 2009.

(06-7094)

No. 2962, now Exploration Licence No. 6878, GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827), County of Blaxland, Map Sheet (8132), area of 82 units, for Group 1, dated 14 September 2007, for a term until 14 September 2009.

(06-7098)

No. 2966, now Exploration Licence No. 6879, GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827), County of Mouramba, Map Sheet (8133), area of 97 units, for Group 1, dated 14 September 2007, for a term until 14 September 2009.

(07-0076)

No. 2976, now Exploration Licence No. 6866, MORELLO EARTHMOVING PTY LTD (ACN 055 015 051), County of Wentworth, Map Sheet (7329), area of 17 units, for Group 2, dated 5 September 2007, for a term until 5 September 2009.

(07-127)

No. 3024, now Exploration Licence No. 6887, REVEAL RESOURCES PTY LIMITED (ACN 120 095 141), County of Canbelego, Map Sheet (8235), area of 48 units, for Group 1, dated 24 September 2007, for a term until 24 September 2009.

(07-151)

No. 3046, now Exploration Licence No. 6885, M. A. ROCHE GROUP PTY. LTD. (ACN 060 536 441), County of Hawes, Map Sheet (9234), area of 6 units, for Group 1, dated 21 September 2007, for a term until 21 September 2009.

(07-173)

No. 3068, now Exploration Licence No. 6897, BALRANALD GYPSUM PTY LTD (ACN 081 196 947), County of Manara, Map Sheet (7732), area of 4 units, for Group 2, dated 8 October 2007, for a term until 8 October 2009.

(07-182)

No. 3077, now Exploration Licence No. 6901, CARPENTARIA EXPLORATION LIMITED (ACN 095 117 981), Counties of Bland and Clarendon, Map Sheet (8428, 8429), area of 214 units, for Group 1, dated 8 October 2007, for a term until 8 October 2009.

(07-188)

No. 3082, now Exploration Licence No. 6882, MINOTAUR OPERATIONS PTY LTD (ACN 108 925 284), Counties of Harden, King and Monteagle, Map Sheet (8628, 8629), area of 164 units, for Group 1, dated 21 September 2007, for a term until 21 September 2009.

(07-220)

No. 3115, now Exploration Licence No. 6891, NEW SOUTHERN MINING PTY LTD (ACN 126 494 871), County of Argyle, Map Sheet (8828), area of 23 units, for Group 1, dated 4 October 2007, for a term until 4 October 2009.

(07-221)

No. 3116, now Exploration Licence No. 6895, NEW SOUTHERN MINING PTY LTD (ACN 126 494 871), County of Argyle, Map Sheet (8827, 8828), area of 25 units, for Group 1, dated 4 October 2007, for a term until 4 October 2009.

(07-222)

No. 3117, now Exploration Licence No. 6890, NEW SOUTHERN MINING PTY LTD (ACN 126 494 871), County of Beresford, Map Sheet (8725), area of 25 units, for Group 1, dated 4 October 2007, for a term until 4 October 2009.

(07-223)

No. 3118, now Exploration Licence No. 6896, NEW SOUTHERN MINING PTY LTD (ACN 126 494 871), Counties of King and Murray, Map Sheet (8628, 8727, 8728), area of 100 units, for Group 1, dated 4 October 2007, for a term until 4 October 2009.

(07-224)

No. 3119, now Exploration Licence No. 6898, NEW SOUTHERN MINING PTY LTD (ACN 126 494 871), County of Murray, Map Sheet (8727), area of 49 units, for Group 1, dated 4 October 2007, for a term until 4 October 2009.

(07-225)

No. 3120, now Exploration Licence No. 6899, NEW SOUTHERN MINING PTY LTD (ACN 126 494 871), County of Murray, Map Sheet (8727), area of 79 units, for Group 1, dated 4 October 2007, for a term until 4 October 2009.

(07-227)

No. 3122, now Exploration Licence No. 6889, NEW SOUTHERN MINING PTY LTD (ACN 126 494 871), Counties of Bland, Bourke and Clarendon, Map Sheet (8328, 8329, 8428, 8429), area of 68 units, for Group 1, dated 4 October 2007, for a term until 4 October 2009.

(07-228)

No. 3123, now Exploration Licence No. 6900, NEW SOUTHERN MINING PTY LTD (ACN 126 494 871), Counties of Clarendon and Harden, Map Sheet (8428, 8528), area of 48 units, for Group 1, dated 4 October 2007, for a term until 4 October 2009.

(07-248)

No. 3145, now Exploration Licence No. 6892, RIMFIRE PACIFIC MINING NL (ACN 006 911 744), Counties of Burnett, Courallie and Murchison, Map Sheet (8938), area of 6 units, for Group 6, dated 4 October 2007, for a term until 4 October 2009.

(07-248)

No. 3145, now Exploration Licence No. 6894, RIMFIRE PACIFIC MINING NL (ACN 006 911 744), Counties of Burnett, Courallie and Murchison, Map Sheet (8937, 8938, 9037, 9038), area of 37 units, for Group 6, dated 4 October 2007, for a term until 4 October 2009.

(07-248)

No. 3145, now Exploration Licence No. 6893, RIMFIRE PACIFIC MINING NL (ACN 006 911 744), Counties of Burnett, Courallie and Murchison, Map Sheet (8938), area

of 9 units, for Group 6, dated 4 October 2007, for a term until 4 October 2009.

(07-280)

No. 3177, now Exploration Licence No. 6883, PEEL EXPLORATION LIMITED (ACN 119 343 734), Counties of Inglis and Parry, Map Sheet (9035, 9036, 9135), area of 48 units, for Group 1, dated 21 September 2007, for a term until 21 September 2009.

(07-285)

No. 3182, now Exploration Licence No. 6884, PEEL EXPLORATION LIMITED (ACN 119 343 734), Counties of Darling and Inglis, Map Sheet (9036), area of 32 units, for Group 1, dated 21 September 2007, for a term until 21 September 2009.

(07-297)

No. 3194, now Exploration Licence No. 6886, CENTRAL WEST GOLD NL (ACN 003 078 591), County of Drake, Map Sheet (9439), area of 11 units, for Group 1, dated 24 September 2007, for a term until 24 September 2009.

(07-304)

No. 3201, now Exploration Licence No. 6902, AUZEX RESOURCES LIMITED (ACN 106 444 606), Counties of Clarke and Gresham, Map Sheet (9337, 9338), area of 49 units, for Group 1, dated 8 October 2007, for a term until 8 October 2009.

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

NOTICE is given that the following application has been withdrawn:

EXPLORATION LICENCE APPLICATION

(07-333)

No. 3232, EAST COAST MOLYBDENUM PTY LTD (ACN 126611827), County of Auckland, Map Sheet (8824). Withdrawal took effect on 9 October 2007.

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

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

(T94-0544)

Assessment Lease No. 6 (Act 1992), AUSTRALIAN VERMICULITE INDUSTRIES PTY LIMITED (ACN 070 146 771), area of 321.9 hectares. Application for renewal received 3 October 2007.

(T92-0204)

Exploration Licence No. 4459, CENTRAL WEST GOLD NL (ACN 003 078 591), area of 1 unit. Application for renewal received 9 October 2007.

(T96-1003)

Exploration Licence No. 5152, JERVOIS MINING LIMITED (ACN 007 626 575), area of 10 units. Application for renewal received 16 October 2007.

(07-7589)

Exploration Licence No. 5645, GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827), area of 3 units. Application for renewal received 3 October 2007.

(07-7705)

Exploration Licence No. 5793, TRIAKO RESOURCES LIMITED (ACN 008 498 119), area of 8 units. Application for renewal received 8 October 2007.

(T03-0001)

Exploration Licence No. 6144, RIMFIRE PACIFIC MINING NL (ACN 006 911 744), area of 25 units. Application for renewal received 2 October 2007.

(T03-0099)

Exploration Licence No. 6147, BROKEN HILL OPERATIONS PTY LTD (ACN 054 920 893), area of 5 units. Application for renewal received 3 October 2007.

(T03-0012)

Exploration Licence No. 6148, ANTHONY CLAUDE BERGER, area of 7 units. Application for renewal received 15 October 2007.

(T03-0081)

Exploration Licence No. 6149, PEAK GOLD MINES PTY LIMITED (ACN 001 533 777), area of 8 units. Application for renewal received 11 October 2007.

(T03-0082)

Exploration Licence No. 6150, TRIAKO RESOURCES LIMITED (ACN 008 498 119), area of 7 units. Application for renewal received 15 October 2007.

(T03-0083)

Exploration Licence No. 6151, TRIAKO RESOURCES LIMITED (ACN 008 498 119), area of 3 units. Application for renewal received 8 October 2007.

(T03-0086)

Exploration Licence No. 6154, TRIAKO RESOURCES LIMITED (ACN 008 498 119), area of 4 units. Application for renewal received 3 October 2007.

(T03-0087)

Exploration Licence No. 6155, TRIAKO RESOURCES LIMITED (ACN 008 498 119), area of 6 units. Application for renewal received 8 October 2007.

(T03-0836)

Exploration Licence No. 6162, TRIAKO RESOURCES LIMITED (ACN 008 498 119), area of 49 units. Application for renewal received 8 October 2007.

(T03-0978)

Exploration Licence No. 6338, ARK MINES LIMITED (ACN 123 668 717), area of 94 units. Application for renewal received 8 October 2007.

(T03-0890)

Exploration Licence No. 6341, ARK MINES LIMITED (ACN 123 668 717), area of 24 units. Application for renewal received 8 October 2007.

(05-216)

Exploration Licence No. 6469, CURRA ZEOLITE PTY LTD (ACN 109 804 739), area of 10 units. Application for renewal received 2 October 2007.

(05-179)

Exploration Licence No. 6470, TEN STAR MINING PTY LTD (ACN 113 022 914), area of 16 units. Application for renewal received 15 October 2007.

(05-225)

Exploration Licence No. 6475, PLATSEARCH NL (ACN 003 254 395), area of 51 units. Application for renewal received 9 October 2007.

(05-233)

Exploration Licence No. 6477, TURON GOLD PTY LTD (ACN 108 675 216), area of 58 units. Application for renewal received 16 October 2007.

(05-247)

Exploration Licence No. 6478, ILUKA RESOURCES LIMITED (ACN 008 675 018), area of 1263 units. Application for renewal received 11 October 2007.

(05-224)

Exploration Licence No. 6480, IVANPLATS SYERSTON PTY LIMITED (ACN 008 755 155), area of 22 units. Application for renewal received 8 October 2007.

(05-238)

Exploration Licence No. 6481, GOSLING CREEK PTY LIMITED (ACN 115 351 981), area of 13 units. Application for renewal received 5 October 2007.

(05-228)

Exploration Licence No. 6484, MINEX (AUST) PTY LTD (ACN 091 546 708), area of 52 units. Application for renewal received 4 October 2007.

(05-223)

Exploration Licence No. 6487, ADE ENVIRONMENTAL PTY LTD (ACN 111 779 232), area of 29 units. Application for renewal received 15 October 2007.

(T07-7674)

Mineral Lease No. 6119 (Act 1906), BORAL LIMITED (ACN 008 421 761), area of 1.963 hectares. Application for renewal received 10 October 2007.

(T07-7679)

Mineral Lease No. 6175 (Act 1906), BORAL LIMITED (ACN 008 421 761), area of 1.196 hectares. Application for renewal received 10 October 2007.

(T07-7670)

Private Lands Lease No. 1178 (Act 1924), BORAL LIMITED (ACN 008 421 761), area of 4.024 hectares. Application for renewal received 10 October 2007.

(T07-7668)

Private Lands Lease No. 1195 (Act 1924), BORAL LIMITED (ACN 008 421 761), area of 22.36 hectares. Application for renewal received 10 October 2007.

(T07-7669)

Private Lands Lease No. 1216 (Act 1924), BORAL LIMITED (ACN 008 421 761), area of 18.62 hectares. Application for renewal received 10 October 2007.

(T83-0967)

Private Lands Lease No. 1217 (Act 1924), BORAL LIMITED (ACN 008 421 761), area of 23.37 hectares. Application for renewal received 10 October 2007.

(T66-0496)

Private Lands Lease No. 1265 (Act 1924), BORAL LIMITED (ACN 008 421 761), area of 20.33 hectares. Application for renewal received 10 October 2007.

(T66-0497)

Private Lands Lease No. 1266 (Act 1924), BORAL LIMITED (ACN 008 421 761), area of 25.7 hectares. Application for renewal received 10 October 2007.

(T07-7672)

Private Lands Lease No. 1268 (Act 1924), BORAL LIMITED (ACN 008 421 761), area of 26.81 hectares. Application for renewal received 10 October 2007.

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

RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(06-1265)

Authorisation No. 307, HARTLEY VALLEY COAL COMPANY PTY LTD (ACN 000 185 697), County of Cook, Map Sheet (8930, 8931), area of 2430 hectares, for a further term until 24 August 2009. Renewal effective on and from 5 October 2007.

(06-2559)

Authorisation No. 444, WAMBO COAL PTY LIMITED (ACN 000 668 057) AND THE CONSTRUCTION, FORESTRY, MINING, & ENERGY UNION, County of Hunter, Map Sheet (9032, 9033), area of 3060 hectares, for a further term until 16 May 2011. Renewal effective on and from 4 October 2007.

(C93-2116)

Exploration Licence No. 4574, MARUBENI THERMAL COAL PTY LTD (ACN 061 468 620), ANGLO COAL (DARTBROOK) PTY LTD (ACN 000 012 813) AND SSANGYONG RESOURCES PTY LIMITED (ACN 071 744 986), Counties of Brisbane and Durham, Map Sheet (9033), area of 1336 hectares, for a further term until 7 April 2012. Renewal effective on and from 4 October 2007.

(C03-0101)

Exploration Licence No. 4575, MARUBENI THERMAL COAL PTY LTD (ACN 061 468 620), ANGLO COAL (DARTBROOK) PTY LTD (ACN 000 012 813) AND SSANGYONG RESOURCES PTY LIMITED (ACN 071 744 986), County of Brisbane, Map Sheet (9033), area of 960.6 hectares, for a further term until 23 May 2010. Renewal effective on and from 4 October 2007.

(T01-0028)

Exploration Licence No. 5851, ALKANE RESOURCES LTD (ACN 000 689 216), County of Ashburnham, Map Sheet (8631), area of 11 units, for a further term until 3 May 2009. Renewal effective on and from 24 September 2007.

(07-6082)

Exploration Licence No. 5864, NEWCREST OPERATIONS LIMITED (ACN 009 221 505), Counties of Bland and Bourke, Map Sheet (8329, 8429), area of 23 units, for a further term until 28 May 2009. Renewal effective on and from 16 October 2007.

(C02-0097)

Exploration Licence No. 5967, WHITEHAVEN COAL MINING PTY LTD (ACN 086 426 253), County of Nandewar, Map Sheet (8936), area of 5298 hectares, for a further term until 23 July 2012. Renewal effective on and from 4 October 2007.

(T02-0443)

Exploration Licence No. 6070, BROKEN HILL OPERATIONS PTY LTD (ACN 054 920 893), County of Yancowinna, Map Sheet (7134), area of 25 units, for a further term until 27 April 2009. Renewal effective on and from 11 October 2007.

(T02-0364)

Exploration Licence No. 6083, MOLY MINES LIMITED (ACN 103 295 521), County of Wellington, Map Sheet (8832), area of 4 units, for a further term until 18 May 2009. Renewal effective on and from 5 October 2007.

(T02-0791)

Exploration Licence No. 6095, JERVOIS MINING LIMITED (ACN 007 626 575), County of Flinders, Map Sheet (8234), area of 12 units, for a further term until 8 July 2009. Renewal effective on and from 12 October 2007.

(04-523)

Exploration Licence No. 6304, MINEXCHANGE PROPRIETARY LIMITED (ACN 086 042 524) AND DONALD JOHN PERKIN, County of Roxburgh, Map Sheet (8831), area of 49 units, for a further term until 23 September 2008. Renewal effective on and from 6 September 2007.

(04-653)

Exploration Licence No. 6410, TAMAS KAPITANY, County of Darling, Map Sheet (9136), area of 2 units, for a further term until 5 May 2009. Renewal effective on and from 10 October 2007.

(05-186)

Exploration Licence No. 6442, STANNUM PTY LTD (ACN 121 771 695), Counties of Arrawatta, Clive and Gough, Map Sheet (9139, 9239), area of 98 units, for a further term until 7 July 2009. Renewal effective on and from 16 October 2007.

(05-190)

Exploration Licence No. 6449, STANNUM PTY LTD (ACN 121 771 695), Counties of Darling and Inglis, Map Sheet (9136), area of 14 units, for a further term until 14 July 2009. Renewal effective on and from 16 October 2007.

(C00-1108)

Mineral Lease No. 1051 (Act 1906), LAKECOAL PTY LTD (ACN 094 084 787) AND CATHERINE HILL RESOURCES PTY LIMITED (ACN 063 050 680), Parish of Wallarah, County of Northumberland, Map Sheet (9231-4-S), area of 259 hectares, for a further term until 7 July, 2022. Renewal effective on and from 27 September 2007.

(C00-1109)

Mineral Lease No. 1052 (Act 1906), LAKECOAL PTY LTD (ACN 094 084 787) AND CATHERINE HILL RESOURCES PTY LIMITED (ACN 063 050 680), Parish of Wallarah, County of Northumberland, Map Sheet (9231-4-S), area of 213.6 hectares, for a further term until 7 July, 2022. Renewal effective on and from 27 September 2007.

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

TRANSFERS

(07-3124)

Exploration Licence No. 5574, formerly held by STRAITS EXPLORATION (AUSTRALIA) PTY LTD (ACN 061 614 695) has been transferred to ORD INVESTMENTS PTY LTD (ACN 107 735 071). The transfer was registered on 12 October 2007.

(04-752)

Exploration Licence No. 6288, formerly held by MOOLARBEN COAL MINES PTY LIMITED (ACN 108 601 672) has been transferred to MOOLARBEN COAL MINES PTY LIMITED (ACN 108 601 672) AND SOJITZ MOOLARBEN RESOURCES PTY LTD (ACN 126287027). The transfer was registered on 12 October 2007.

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

DELEGATION UNDER SECTION 15 OF THE PETROLEUM (SUBMERGED LANDS) ACT 1967 (COMMONWEALTH)

I, IAN MACDONALD, the Minister for Mineral Resources for New South Wales, as the Designated Authority of the adjacent area in respect of New South Wales, under the Petroleum (Submerged Lands) Act 1967 (Cth) ('the Act') hereby delegate, under section 15 of the Act, to the person for the time being holding, or performing the duties of, the office of Chief of Division, Petroleum and Marine Division, Geoscience Australia of the Commonwealth of Australia the powers and functions of the Designated Authority under the provisions of the Act and of the Petroleum (Submerged Lands) (Data Management) Regulations 2004 specified in the Schedule.

SCHEDULE

Delegations in respect of the New South Wales adjacent area under section 15 of the Petroleum (Submerged Lands) Act 1967

1. Petroleum (Submerged Lands) Act 1967 – Subsections 150B and 150C.
2. Petroleum (Submerged Lands) (Data Management) Regulations 2004 – All the powers and functions of the Designated Authority under Parts 1 and 6 of the Regulations.

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

Roads and Traffic Authority

ROAD TRANSPORT (GENERAL) ACT 2005

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

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

General Manager,
Tamworth Regional Council,
(by delegation from the Minister for Roads)

Date: 16 October 2007

SCHEDULE

1. Citation

This Notice may be cited as Tamworth Regional Council 4.6 Metre High Vehicle Route Notice No. 01/2007.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

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

4. Application

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

5. Routes

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
4.6		Church Street, Tamworth	Goonoo Goonoo Road	Ebsworth Street	
4.6		Ebsworth Street, Tamworth	Church Street	Oxley Highway (HW11)	

ROADS ACT 1993

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

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

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

SCHEDULE

ALL that piece or parcel of land situated in the Narrabri Shire Council area, Parish of Narrabri and County of Nandewar, shown as Lot 2 Deposited Plan 1115537.

(RTA Papers: FPP 7M1760; RO 17/319.1306)

Department of Water and Energy

WATER MANAGEMENT ACT 2000

Order under Section 323

Temporary Water Restriction Order

Murrumbidgee Regulated River Water Source

I, KIM ALVAREZ, as delegate of the Minister for Climate Change, Environment and Water, do by this Order repeal the Order made under section 323 of the Water Management Act 2000, for the Murrumbidgee Regulated River Water Source, dated 26 July 2007 and published in the *New South Wales Government Gazette* on 10 August 2007.

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

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

WATER ACT 1912

THE Local Land Board for the Land District of Glen Innes will, at 10:00 a.m., on Wednesday, 31 October 2007 and if required on Thursday, 1 November 2007, at the Glen Innes Court House, Glen Innes, publicly inquire as to the desirability of granting an application for a licence under Part 2 of the Water Act 1912, by Craig Collingwood BLOXSOME, for a pump on the Severn River on Lots 3 and 4, DP 706629, Parish Fladbury, County Gough, for irrigation of 75 hectares (improved pastures and vegetables) (Reference: 90SL100907) (GA2:535860).

Any person who thinks their interests may be affected by the granting of this application may present their case at this hearing.

DENNIS MILLING,
Manager,
Licensing North

WATER ACT 1912

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

Malcolm Robert HITCHCOCK, Gregory HITCHCOCK and Philip John HITCHCOCK for a proposed artesian bore, Lot 95, DP 753431, Parish Bulgeraga, County Gregory, for water supply for stock and domestic purposes (new licence) (Reference: 80BL244596).

Written objections to the application specifying grounds thereof must be lodged with the Department of Water and Energy, Locked Bag 10, Grafton NSW 2460, within 14 days of publication.

DENNIS MILLING,
Manager Licensing

WATER ACT 1912

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

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

Murray River Valley

George and Margaret Audrey FURY for a 50mm pump on Lot 21, DP 753355, Parish of Talmalmo, County of Goulburn, for stock and domestic purposes (Reference: 50SL75700) (GA2:524733).

Any enquiries regarding the above should be directed to the undersigned (telephone: [02] 6024 8859).

Written objections to the application specifying the grounds thereof, may be made by any statutory authority or local occupier within the proclaimed area whose interests may be affected, and must be lodged with the Department's office at Albury by no later than the 17 November 2007.

C. PURTLE,
Senior Licensing Officer,
Licensing South,
Albury

Department of Water and Energy,
PO Box 829, Albury NSW 2640.

WATER ACT 1912

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

Murrumbidgee Valley

Peter Michael STURT for an existing excavation on Lot 23, DP 750991, Parish of Mundongo, County of Buccleuch, for a water supply for irrigation purposes (broom millet – 1.5 hectares) (new licence) (Reference: 40BL191625).

Trevor James HILL and Gerardine Sarah Hill for a bore on Lot 6, DP 653385, Parish of Gorton, County of Cooper, for a water supply for stock, domestic and irrigation purposes. (new licence) (Reference: 40BL191629).

GA2:532418.

Written submissions of support or objections with grounds stating how your interest may be affected must be lodged before 9 November 2007, as prescribed by the Act.

S. F. WEBB,
Licensing Manager,
Licensing South

Department of Water and Energy,
PO Box 156, Leeton NSW 2705.

WATER ACT 1912

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

SHOALHAVEN CITY COUNCIL for an earthen bywash dam and pump to be located off stream within the Nowra Creek catchment being Lot 462, DP 1062117, Parish of Nowra, County of St. Vincent, for the conservation of water and recreation purposes (watering of playing fields) (new licence – dam in excess of harvestable right) (Reference: 10SL56779) (GA2:502432).

Any inquiries regarding the above should be directed to the undersigned (telephone: [02] 4429 4442).

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

WAYNE RYAN,
Natural Resource Project Officer,
South Coast Region

Department of Water and Energy,
PO Box 309, Nowra NSW 2541.

Other Notices

ABORIGINAL LAND RIGHTS ACT 1983

Notice

I, the Honourable Paul Lynch, M.P., Minister for Aboriginal Affairs, following approval by the New South Wales Aboriginal Land Council, do, by this notice pursuant to section 231 (2) of the Aboriginal Land Rights Act 1983 (the Act) extend the appointment of Mr Peter HILLIG as Administrator to the Darkinjung Local Aboriginal Land Council for a period of six (6) calendar months, from 1 November 2007. During the period of his appointment, the Administrator will have all of the functions of the Darkinjung Local Aboriginal Land Council and any other duties as specified by the instrument of appointment. The Administrator's remuneration and expenses are not to exceed \$240 000 excluding GST without the prior approval of NSWALC. The Administrator's remuneration may include fees payable for the services of other personnel within the Administrator's firm who provide services as agents of the Administrator.

Signed and sealed this 12th day of October 2007.

PAUL LYNCH, M.P.,
Minister for Aboriginal Affairs

GOD SAVE THE QUEEN

APPRENTICESHIP AND TRAINEESHIP ACT 2001

NOTICE is given of the making of a Vocational Training Order for the recognised traineeship vocation of Engineering.

The Order specifies a number of matters in relation to the required training for this vocation, including the term/s of training, competency outcomes and course/s of study to be undertaken.

The Order will take effect from the date of publication in the Gazette.

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

DISTRICT COURT ACT 1973

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:

East Maitland	10.00am	2 June 2008 (2 weeks) In lieu of 10 June 2008 (2 weeks)
Griffith	10.00am	21 April 2008 (2 weeks) In lieu of 28 April 2008 (2 weeks)
Queanbeyan	10.00am	2 June 2008 (2 weeks) In lieu of 10 June 2008 (2 weeks)

Dated this 11th day of October 2007.

R. O. BLANCH,
Chief Judge

DISTRICT COURT ACT 1973

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:

Bathurst	10.00am	25 February 2008 (1 week) In lieu of 31 March 2008 (2 weeks)
Bathurst	10.00am	12 May 2008 (1 week)
East Maitland	10.00am	17 March 2008 (1 week) In lieu of 10 March 2008 (2 weeks)
East Maitland	10.00am	16 June 2008 (1 week)
Griffith	10.00am	5 May 2008 (1 week) In lieu of 21 April 2008 (1 week)
Orange	10.00am	17 March 2008 (1 week)
Queanbeyan	10.00am	16 June 2008 (1 week) In lieu of 2 June 2008 (1 week)

Dated this 11th day of October 2007.

R. O. BLANCH,
Chief Judge

DISTRICT COURT AMENDMENT (TIME FOR PRESENTING INDICTMENTS) RULE 2007

under the District Court Act 1973

The District Court Rule Committee made the following rule of court under the District Court Act 1973 on 10 October 2007.

A .R. GREW,
Secretary to the District Court Rule Committee

Explanatory note

The object of this rule is to omit Part 53 rule 10E of the District Court Rules 1973 to enable a new management system to be implemented in relation to criminal matters in the District Court of New South Wales.

Clause 1

District Court Amendment (Time for Presenting Indictments) Rule 2007

under the District Court Act 1973

1 Name of Rule

This rule is the District Court Amendment (Time for Presenting Indictments) Rule 2007

2 Amendment of District Court Rules 1973

The District Court Rules 1973 are amended as set out in Schedule 1.

Schedule 1 Amendment

(Clause 2)

Part 53 rule 10E Time for presenting indictments

Omit the rule.

**DISTRICT COURT AMENDMENT (APPEAL
AGAINST DETERMINATION OF A COSTS
ASSESSOR) RULE 2007**

under the District Court Act 1973

The District Court Rule Committee made the following rule of court under the District Court Act 1973 on 10 October 2007.

A. R. GREW,
Secretary to the District Court Rule Committee

Explanatory note

The object of this rule is to omit Part 6 Division 8 (Applications and appeals under section 208M of the Legal Profession Act 1987) of the District Court Rules 1973 as the Legal Profession Act 1987 has been repealed.

Clause 1

District Court Amendment (Appeal Against Determination of a Costs Assessor) Rule 2007

under the District Court Act 1973

1 Name of Rule

This rule is the District Court Amendment (Appeal Against Determination of a Costs Assessor) Rule 2007

2 Amendment of District Court Rules 1973

The District Court Rules 1973 are amended as set out in Schedule 1.

Schedule 1 Amendment

(Clause 2)

Part 6 Division 8 – Applications and appeals under section 208M of the Legal Profession Act 1987

Omit the Division

FORESTRY ACT 1916

Proclamation

(L.S.) JAMES JACOB SPIGELMAN,
Lieutenant Governor

I, the Honourable James Jacob Spigelman AC, Lieutenant Governor of the State of New South Wales in pursuance of the provisions of the Forestry Act 1916, and with the advice of the Executive Council, do, by this my Proclamation, declare that the land described in the Schedule hereto is dedicated as a State Forest.

SCHEDULE

EASTERN DIVISION

*Land District of Tenterfield;
Tenterfield Shire Council Area;
North East Forestry Region*

Bookookoorara State Forest No. 306, No 1 Extension. An area of about 102 hectares in the Parish of Bookookoorara, County of Buller, being the land within Lot 7004 in Deposited Plan 1107998. (5419)

Signed and sealed at Sydney, this twenty-eighth day of August 2007.

By Her Excellency's Command,

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

GOD SAVE THE QUEEN!

GEOGRAPHICAL NAMES ACT 1966

Notice of Amendment of Address Locality Names and Boundaries within Parramatta City Council Area

PURSUANT to the provisions of section 10 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it has this day amended address locality boundaries within the Parramatta Local Government Area as shown on map GNB3483-2.

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

WARWICK WATKINS,
Chairperson

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

MARITIME SERVICES ACT 1935

Section 38 (4a)

Direction Exempting Members of Outrigger Canoe Clubs Affiliated with the Australian Outrigger Canoe Racing Association Inc NSW Zone From the Requirement to Carry the Safety Equipment Specified in Clause 8 of the Boating (Safety Equipment) Regulations – NSW on Canoes of 12 Metres or More in Length

Direction

I, Trevor Williams, Acting General Manager Recreational Boating of the Maritime Authority of NSW (trading as NSW Maritime), do, pursuant to section 38 (4A) of the Maritime Services Act 1935 HEREBY DIRECT that the below Clauses of the Boating (Safety Equipment) Regulations – NSW DO NOT APPLY to the persons described in SCHEDULE 1 provided that they are operating an outrigger canoe in accordance with the Conditions set out in SCHEDULE 2:

- (a) Clause 8 of the Boating (Safety Equipment) Regulations – NSW relating to the requirement to carry safety equipment on Class D vessels; and
- (b) Clause 17 of the Boating (Safety Equipment) Regulations – NSW making it an offence not to carry the required safety equipment.

I make this Direction after receiving an application from the Australian Outrigger Canoe Racing Association Inc NSW Zone ("AOCRA NSW") on behalf of members of affiliated Outrigger Canoe Clubs, being persons affected by the Regulations, and being satisfied that compliance with the Regulations is unnecessary provided that there is compliance with each Condition set out in SCHEDULE 2.

This Direction is conditional upon full compliance with EACH Condition set out in SCHEDULE 2.

SCHEDULE 1

PERSONS TO WHOM THIS DIRECTION APPLIES

The Masters and Owners of outrigger canoes that are a Class D vessel (ie. are at least 12 metres in length) provided that they are members of Outrigger Canoe Clubs affiliated with AOCRA NSW.

SCHEDULE 2

CONDITIONS OF THIS DIRECTION

In order for this Direction to apply;

1. the persons set out in Schedule 1 must comply fully with each requirement set out in Conditions (i) or (ii) below as applicable:

Open Waters

- (i) Comply fully with all rules and operating conditions specified by AOCRA NSW including, but not limited to:
- (a) carrying a lifejacket (Type 1) on board the canoe for each person on board;
 - (b) carrying a minimum of 2 buckets (bailers) with a lanyard attached to each;
 - (c) carrying a minimum of 1 spare paddle on the canoe;
 - (d) carrying a rope of 25 metres minimum length by 12mm diameter of the type known as "silver rope", securely attached to the forward canoe spreader or lashing point (the "wae"), for towing;
 - (e) ensuring that the canoe is kept within 400 metres of the nearest shore;
 - (f) ensuring that the canoe has been built so as to float if swamped or capsized;
 - (g) ensuring that the canoe is only operated between sunrise and sunset;
 - (h) ensuring that there is a responsibility on the coach and/or assistant coach to ensure the canoe is not used, or is returned to shore or a safe haven, if the conditions, including weather and water/sea conditions are, or are predicted to become unsuitable for canoeing; and
 - (i) ensuring that flares or a mobile phone (in a water tight container) are carried on the canoe; and
 - (j) ensuring that the occupants of the canoe have undergone a safety drill.

Enclosed Waters

- (ii) Comply fully with all rules and operating conditions specified by AOCRA NSW including, but not limited to:
- (a) carrying a lifejacket (Type 1, 2 or 3) on board the canoe for each person on board;
 - (b) carrying a minimum of 2 buckets (bailers) with a lanyard attached to each;
 - (c) carrying a minimum of 1 spare paddle on the canoe;
 - (d) carrying a rope of 25 metres minimum length by 12mm diameter of the type known as "silver rope", securely attached to the forward canoe spreader or lashing point (the "wae"), for towing;
 - (e) ensuring that the canoe is kept within 400 metres of the nearest shore;
 - (f) ensuring that the canoe has been built so as to float if swamped or capsized;
 - (g) ensuring that the canoe displays a white strobe light on a 1 metre pole or two fixed white lights,

one mounted at each end, of the canoe when operating between sunset and sunrise;

- (h) ensuring that flares or a mobile phone (in a water tight container) are carried on the canoe when it is operating between sunset and sunrise;
- (i) ensuring that there is a responsibility on the coach and/or assistant coach to ensure the canoe is not used, or is returned to shore or a safe haven, if the conditions, including weather and water/sea conditions are, or are predicted to become unsuitable for canoeing; and
- (j) ensuring that the occupants of the canoe have undergone a safety drill.

Australian Outrigger Canoe Racing Association NSW

2. AOCRA NSW must;

- (a) display both this Direction and its rules and operating conditions on its website; and
- (b) advise members of affiliated Outrigger Canoe Clubs of the contents of this Direction and any changes made thereto.

IT IS NOTED THAT:

- (a) If Conditions 1. (i) or (ii) are not adhered to the canoe will be deemed not to be carrying the required safety equipment and to be operated contrary to Clauses 8 and 17 of the Boating (Safety Equipment) Regulations – NSW with the Master and Owner being liable for an offence against Clause 17; and
- (b) if Condition 2. is not adhered to NSW Maritime will consider revocation of this Direction.

REVOCATION OF THIS DIRECTION

This Direction may be revoked at any time by the Chief Executive of NSW Maritime or the General Manager, Recreational Boating, NSW Maritime.

DATE OF EFFECT

This Direction is effective from 29 June 2007 and replaces the Direction of that date which is hereby revoked.

Dated this 3rd day of October 2007.

TREVOR WILLIAMS,
A/General Manager,
Recreational Boating

MENTAL HEALTH ACT 1990

Order under section 287A

Revocation and appointment of accredited person

I, Professor Debora Picone, A.M., Director-General of the NSW Department of Health, acting pursuant to section 287A of the Mental Health Act 1990 and section 47 of the Interpretation Act 1987, do hereby:

1. REVOKE the appointment published in NSW *Government Gazette* No. 30 of 4 March 2005 of Mr Duncan OLIVER as an accredited person, employed in the Sydney South West Area Health Service; and
2. APPOINT Mr Duncan OLIVER, employed in the public health organisation South Eastern Sydney/Illawarra Area Health Service, as an accredited person for the purposes of the Mental Health Act until and including 31 December 2007, provided:

- i. that he exercises the function of an accredited person only during the course of his employment in the public health organisation already named; and
- ii. that at all times he acts in accordance with such Policies and Procedures applicable to accredited persons as may be issued from time to time by the Department of Health or the public health organisation in which he is employed.

Signed at Sydney this Sixth day of October 2007.

Professor DEBORA PICONE, A.M.,
Director-General

MENTAL HEALTH ACT 1990

Order under section 287A

Revocation and appointment of accredited person

I, Professor Debora Picone, A.M., Director-General of the NSW Department of Health, acting pursuant to section 287A of the Mental Health Act 1990 and section 47 of the Interpretation Act 1987, do hereby:

1. REVOKE the appointment published in *NSW Government Gazette* No. 30 of 4 March 2005 of Ms Gail STEVENS as an accredited person, employed in the Greater Southern Area Health Service; and
2. APPOINT Ms Gail STEVENS, employed in the public health organisation Hunter New England Area Health Service, as an accredited person for the purposes of the Mental Health Act until and including 31 December 2007, provided:
 - iii. that she exercises the function of an accredited person only during the course of her employment in the public health organisation already named; and
 - iv. that at all times she acts in accordance with such Policies and Procedures applicable to accredited persons as may be issued from time to time by the Department of Health or the public health organisation in which she is employed.

Signed at Sydney this sixth day of October 2007.

Professor DEBORA PICONE, A.M.,
Director-General

MENTAL HEALTH ACT 1990

Repeal of Order Declaring Health Care Agency

IN pursuance of the provisions of section 114 of the Mental Health Act 1990 and section 43 of the Interpretation Act 1987, I, Professor Debora Picone, A.M., Director-General of the NSW Department of Health, DO HEREBY REPEAL the order published in *Government Gazette* No. 76 of 3 June 1994 declaring New England District (Inverell) Mental Health Service to be a health care agency for the purposes of the Mental Health Act 1990.

Signed this 6th day of October 2007.

Professor DEBORA PICONE, A.M.,
Director-General

MENTAL HEALTH ACT 1990

Repeal of Order Declaring Health Care Agency

IN pursuance of the provisions of section 114 of the Mental Health Act 1990 and section 43 of the Interpretation Act 1987, I, Professor Debora Picone, A.M., Director-General of the NSW Department of Health, DO HEREBY REPEAL the order published in *Government Gazette* No. 126 of 8 November 1996 declaring Barwon Mental Health Service to be a health care agency for the purposes of the Mental Health Act 1990.

Signed this 6th day of October 2007.

Professor DEBORA PICONE, A.M.,
Director-General

MENTAL HEALTH ACT 1990

Repeal of Order Declaring Health Care Agency

IN pursuance of the provisions of section 114 of the Mental Health Act 1990 and section 43 of the Interpretation Act 1987, I, Professor Debora Picone, A.M., Director-General of the NSW Department of Health, DO HEREBY REPEAL the order published in *Government Gazette* No. 57 of 30 May 1997 declaring Batemans Bay District Hospital Community and Mental Health Service to be a health care agency for the purposes of the Mental Health Act 1990.

Signed this 8th day of October 2007.

Professor DEBORA PICONE, A.M.,
Director-General

NATIONAL PARKS AND WILDLIFE ACT 1974

Limeburners Creek Nature Reserve

Amendments to Plan of Management

AMENDMENTS to the plan of management for Limeburners Creek Nature Reserve have been prepared and are available free of charge from the NPWS Regional office, 152 Horton Street, Port Macquarie and the NPWS Macleay office, Caldwell Street, South West Rocks. The amendments may also be viewed at the Port Macquarie Library, Gordon Street, Port Macquarie; Kempsey Library, Elbow Street, Kempsey; Point Plomer camping area, Limeburners Creek Nature Reserve and on the NPWS website: www.nationalparks.nsw.gov.au.

Written submissions on the amendments must be received by The Planner, Limeburners Creek Nature Reserve, NPWS, PO Box 61, Port Macquarie NSW 2444 by 28 January 2008.

All submissions received by NPWS are a matter of public record and are available for public inspection upon request to NPWS. Your comments on these amendments may contain information that is defined as "personal information" under the NSW Privacy and Personal Information Protection Act 1998. The submission of personal information with your comments is voluntary.

NATIONAL PARKS AND WILDLIFE ACT 1974

Kemendok Nature Reserve
Draft Plan of Management

A draft plan of management for Kemendok Nature Reserve has been prepared and is on public exhibition until 21 January 2008.

Copies of the plan are available free of charge from the NPWS Lower Darling Area office, corner Sturt Highway and Melaleuca Street, Buronga (phone (03) 5021 8900). The plan may also be viewed at the Buronga and Wentworth Shire Council Office, Wentworth and on the NPWS website: www.nationalparks.nsw.gov.au. Written submissions on the plan must be received by The Manager, Kemendok Nature Reserve, NPWS, PO Box 318, Buronga NSW 2739 by 21 January 2008.

All submissions received by NPWS are a matter of public record and are available for public inspection upon request to NPWS. Your comments on this draft plan may contain information that is defined as "personal information" under the NSW Privacy and Personal Information Protection Act 1998. The submission of personal information with your comments is voluntary.

NATIONAL PARKS AND WILDLIFE ACT 1974

Bangadilly National Park
Plan of Management

A draft plan of management for Bangadilly National Park has been prepared and is on exhibition until 11 February 2008. Copies of the plan are available free of charge from the NPWS Fitzroy Falls Visitor Centre, Nowra Road, Fitzroy Falls and the South Coast Region office, 55 Graham Street, Nowra. The plan is also on the NPWS website: www.nationalparks.nsw.gov.au.

Written submissions on the plan must be received by The Area Manager, National Parks and Wildlife Service, Nowra Road, Fitzroy Falls NSW 2577 by 11 February 2008.

All submissions received by NPWS are a matter of public record and are available for public inspection upon request to NPWS. Your comments on this draft plan may contain information that is defined as "personal information" under the NSW Privacy and Personal Information Protection Act 1998. The submission of personal information with your comments is voluntary.

PARENTS AND CITIZENS ASSOCIATIONS INCORPORATION ACT 1976

Incorporation of Parents and Citizens Associations

THE following associations are hereby incorporated under the Parents and Citizens Associations Incorporation Act 1976.

1. Croydon Park Public School
2. Kincumber Public School
3. Tweed River High School
4. Winmalee Public School
5. Goulburn South Public School
6. Penrith High School

JOHN DELLA BOSCA, M.L.C.,
Minister for Education and Training

PESTICIDES ACT 1999

Notice under Section 48 (4)

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

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

SCHEDULE

Aircraft (Pesticide Applicator) Licence

<i>Name and address of Licensee</i>	<i>Date of Granting of Licence</i>
GENEX AVIATION PTY LTD (trading as ADAIR AVIATION), "Riversleigh", Forbes NSW 2871.	9 October 2007

STATUTORY AND OTHER OFFICES REMUNERATION ACT 1975

Report and Determination
Under Section 13

Judges, Magistrates and Related Group
28 September 2007

www.remtribunals.nsw.gov.au

JUDGES, MAGISTRATES AND RELATED GROUP

Section 1: Background

1. Section 13 of the Statutory and Other Offices Remuneration Act 1975 (the Act), as amended, requires the Statutory and Other Offices Remuneration Tribunal (the Tribunal), each year, to make a determination of the remuneration to be paid to these office holders on and from 1 October in that year. "Remuneration" is defined as salary or allowances paid in money.
2. The Judges Magistrates and Related Group comprises such offices as are listed in the Schedules of the Act and, in addition are defined as judicial offices (within the meaning of the Judicial Officers Act 1986) or offices which the Government considers should belong to that Group or are directly involved with the judicial system. The offices have been grouped together by the Tribunal for remuneration purposes only.
3. A principal feature of remuneration for Judges has been the agreement between Federal and State Governments, reached in 1989, on the relativities between the remuneration of State Supreme Court Judges and Federal Court Judges with the remuneration of a Justice of the High Court. This Agreement provides that the salary of a Judge of the Federal Court and a Judge of the State Supreme Court should not exceed 85 per cent of the salary of a Justice of the High Court of Australia. This relativity however, remains acceptable only if and whilst the remuneration of a Justice of the High Court of Australia remains at an appropriate level, and the Remuneration Tribunal should have regard to the base salary plus non financial benefits (such as motor vehicles) when determining judicial remuneration.

4. Since that time, the New South Wales Tribunal has maintained the remuneration of a State Supreme Court Judge at approximately 85% of the remuneration of a Justice of the High Court.
5. The Commonwealth Remuneration Tribunal has determined an increase in salary of 4.2 percent for federal Judges and Magistrates effective from 1 July 2007.

Section 2: 2007 Review

6. The Government has submitted that the longstanding nexus between State and Federal judicial remuneration be maintained.
7. The Tribunal has received a number of submissions for the current review from Judges Magistrates and other office holders in this group seeking maintenance of the 85 percent relativity with Federal Court Judges and also internal relativities.

Specific Issues Raised

8. The Judges of the Supreme Court have requested that the effective date for the Tribunal's annual determination be changed to 1 July to coincide with that of the Federal Court.
9. The Chief Magistrate has requested that responsibility for setting Acting Magistrate rates be referred to the Tribunal. Acting Magistrate daily fees are currently set by the Attorney General.
10. The Tribunal has received submissions seeking an adjustment to the internal relativities of some office holders in this Group.
11. A number of submissions sought an increase to the Conveyance Allowance, including those from the Supreme Court Judges, the Industrial Relations Commission, Crown Prosecutors, and the Chief Judge of the District Court.
12. Included with the Government submission were matters raised by the Attorney General's Department. These include a request to review the daily rate paid to Acting Judges to ensure that it is no more than the daily equivalent of a full time Judge and a request for the Tribunal to provide further clarification of the intent of the travel and conveyance allowances

Effective Date of Determinations

13. The submission on behalf of the Supreme Court has again raised the matter of the effective commencing date of the Tribunal's determination. As has been noted previously, this is not a matter for the Tribunal. The Act provides that the effective date of the Tribunal's annual determinations is 1 October each year. As outlined in previous Tribunal Reports, any alteration to the commencing date would require an amendment to the Act. This is a matter for the Parliament and not for the Tribunal. Unless and until the legislation is changed the Tribunal's annual determinations will continue to take effect on and from 1 October each year.

Acting Magistrates

14. The daily rates for Acting Magistrates are currently determined by the Attorney General. This rate was last increased in 2004 and is the pro rata daily equivalent of the Magistrates full time salary for 2004.

15. The Chief Magistrate has requested that the Attorney General review these rates and refer the responsibility for setting Acting Magistrate rates to the Tribunal. The Tribunal requested but did not receive a submission from the Attorney General in respect of the Judges, Magistrates and Related group.

Salary Relativities

16. The current relativities between office holders in the Judges, Magistrates and Related Group were established in 2002 following an extensive review of specific office holders who work directly within the judicial system. This review included Commissioners of the Industrial Relations Commission, Commissioners of the Land and Environment Court, Crown Prosecutors, Public Defenders and the Deputy Director of Public Prosecutions.
17. Following that review the Tribunal determined that the remuneration for these office holders should be set in relation to judicial remuneration levels. For remuneration purposes these office holders were removed from the Public Office Holders Group and listed within the Judges, Magistrates and Related Group. The salaries of these office holders are linked to those paid to a Judge of the Supreme Court.
18. While a number of submissions have sought to retain the existing relativities between office holders within this group, the Tribunal has received a submission seeking to alter the existing relativities for some office holders in this group.
19. The Tribunal notes that the 85 percent relativity of Supreme Court judges with Judges of the High Court has been in place since 1990 and that internal relativities were last reviewed in 2002. The Tribunal considers that it is time to undertake a review of the internal relativities for this Group to assess their continued relevance and applicability. The Tribunal will, therefore, as part of the 2008 annual review be seeking detailed submissions from all affected office holders in this Group on this matter.

Conveyance Allowance

20. As noted above the Tribunal has received a number of submissions seeking to increase the Conveyance Allowance.
21. The Tribunal undertook a comprehensive review of the Conveyance Allowance during the last annual review. As a result of that review the Tribunal found that an increase in the conveyance allowance was warranted and increased the rates to \$22,000, \$19,800 and \$15,840 per annum.
22. In determining the quantum of this allowance the Tribunal used the average of a range of costs associated with a range of vehicles. The range of vehicles reflected the vehicles which at the time were leased by NSW Judges and Magistrates. Costs associated with leasing motor vehicles were based on the method used in the NSW public sector to determine the annual costs to an officer who salary sacrifices to lease a motor vehicle.
23. Using the same methodology used in previous years the Tribunal has reviewed the allowance. The review finds that there has been no substantial change in the cost of leasing the sample motor vehicles since 2006. On this

basis, no further increase in the Conveyance Allowance is warranted.

24. As to the intent and purpose of the Conveyance Allowance the Tribunal has in previous reports sufficiently clarified the intent and purpose of this entitlement and does not restate it here.

Acting Judges

25. The Tribunal determines a daily sitting rate for Acting Judges. The rate for the Acting Supreme Court Judges reflects the daily equivalent of their full time counterparts. Acting District Court Judges receive 90% of the Acting Supreme Court Judges daily rate.
26. The Attorney General's Department has noted that retired judges who have subsequent to their retirement become Acting Judges, and who are in receipt of a judicial pension, continue to receive that pension in addition to the daily rate for Acting Judges determined by the Tribunal. This according to the submission creates a distortion where a retired judge in receipt of judicial pension and the daily rate receives a higher combined level of daily remuneration than his or her full time equivalent judge.
27. The Tribunal's role is to determine remuneration for office holders. The daily rate of remuneration for Acting Judges has had regard to the annual equivalent. Judicial pensions are paid in accordance with the Judges Pension Act 1953. The Tribunal does not consider it appropriate to make a determination in a way that nullifies the provisions of legislation. Nor is it a matter for consideration by the Tribunal whether or not a retired judge appointed as an Acting Judge should concurrently receive a judicial pension. These are matters for consideration by Parliament and at the time of appointment of Acting Judges.

Section 3: Conclusion

28. In previous determinations the Tribunal has, after conducting its own reviews, maintained the 85 per cent nexus by determining increases in the remuneration of State Judges similar to the increases provided by the Commonwealth Tribunal for Federal Judges. The NSW Government has recommended that the nexus be retained for the 2007 determination. The Tribunal's own review of judicial remuneration supports the NSW Government's recommendation.
29. In making its determination the Tribunal has had regard to economic indicators, increases in remuneration for other groups in the State Public Sector and increases in judicial remuneration in other jurisdictions, particularly in the Commonwealth jurisdiction. The Tribunal has also had regard to the efficiencies in the NSW Court system which remains the largest in Australia.
30. The Tribunal has also adjusted the Acting Judges rates and the Acting Deputy Presidents of the Workers Compensation Commission rates to reflect the daily equivalent of their full time counterparts.
31. The Tribunal, after considering the views of the Assessors, and having regard to increases determined for Federal Judges, the State's economic and budgetary outlook, key national economic indicators and increases flowing generally to public sector groups considers that an increase of 4.2 percent would be appropriate and so determines.

32. Pursuant to Section 13 of the Statutory and Other Offices Remuneration Act 1975, as amended, the Tribunal determines that the remuneration to be paid to the office holders in this Group on and from 1 October 2007 shall be as set out in Determinations Nos 1-6.

33. The Tribunal has also made a Report and determination on Travel Allowances for NSW Judges and Magistrates. The Report and Determination are attached at Determination No 7.

34. For the 2008 Review the Tribunal will undertake a fundamental review of the internal relativities within this Group to consider whether or not they are still appropriate. All office holders in this Group will be asked to provide detailed submissions. The Directors General of the Attorney General's Department and the Department of Premier and Cabinet will also be requested to provide submissions to this review.

The Statutory and Other Offices Remuneration Tribunal
HELEN WRIGHT

Dated: 28 September 2007.

—————
DETERMINATION No. 1
REMUNERATION OF JUDGES –
effective from 1 October 2007

	<i>Salary \$ per annum</i>
Chief Justice of the Supreme Court	357,950
President of the Court of Appeal	335,170
President of the Industrial Relations Commission	335,170
President, Workers Compensation Commission	319,880
Judge of the Supreme Court	319,880
Vice-President of the Industrial Relations Commission	319,880
Deputy President of the Industrial Relations Commission	319,880
Judge of the District Court	287,900
Associate Judge or acting Associate Judge (under the Supreme Court Act 1970)	287,900

—————
DETERMINATION No. 2
REMUNERATION OF MAGISTRATES –
effective from 1 October 2007

	<i>Salary \$ per annum</i>
Chief Magistrate	287,900
Deputy Chief Magistrate	243,270
Chairperson of Licensing Court	243,270
State Coroner	243,270
Senior Children's Magistrate	243,270
Chief Industrial Magistrate	234,350
Deputy Chairperson, Licensing Court	234,350
Magistrate	230,320
Chairperson Victims Compensation Tribunal (Note 2)	230,320

Children's Magistrate	230,320
Licensing Magistrate	230,320
Deputy State Coroner	230,320

Note 2: When a more senior Magistrate is appointed to the office then he or she shall retain his or her present salary level.

DETERMINATION No. 3

REMUNERATION OF RELATED OFFICE HOLDERS
– effective from 1 October 2007

	<i>Salary \$ per annum</i>
Chairperson, Law Reform Commission	319,880
Solicitor-General	319,880
Director of Public Prosecutions	319,880
Crown Advocate	287,900
Deputy Director of Public Prosecutions	287,900
Senior Crown Prosecutor	259,110
Senior Public Defender	259,110
Deputy Senior Crown Prosecutor	233,200
Deputy Senior Public Defender	233,200
Solicitor for Public Prosecutions	233,200
Deputy Presidents, Workers Compensation Commission	233,200
Crown Prosecutor	213,040
Public Defender	213,040
Senior Commissioner Land and Environment Court	223,920
Commissioner Land and Environment Court	211,120
Commissioner Industrial Relations Commission	211,120

DETERMINATION No. 4

ACTING JUDGES

Supreme Court

The following rate shall be paid for each ordinary court working day on which the Acting Judge is occupied in the performance of judicial duties.

Acting Judge of the Supreme Court \$1,386 per day

District Court

The following rate shall be paid for each ordinary court working day on which the Acting Judge is occupied in the performance of judicial duties as designated by the Chief Judge in the District Court.

Acting Judge of the District Court \$1,247 per day

Workers Compensation Commission

Acting Deputy President of the
Workers Compensation Commission \$968 per day

DETERMINATION No. 5
CONVEYANCE ALLOWANCE

Full time Office Holders receiving salary equivalent to a Supreme Court Judge or higher shall be entitled to a Conveyance Allowance of \$22,000 pa.

Full time Office Holders receiving salary equivalent to a District Court Judge shall be entitled to a Conveyance Allowance of \$19,800 pa.

Full time Office Holders receiving salary below that of a District Court Judge shall be entitled to a Conveyance Allowance of \$15,840 pa.

The Conveyance Allowance determined here shall not count towards Judges' pension or for superannuation purposes.

DETERMINATION No. 6

ANNUAL LEAVE LOADING OF JUDGES,
MAGISTRATES AND RELATED GROUP ON –
effective from 1 October 2007

Annual Leave Loading

An annual leave loading shall be payable on the same terms and conditions as are applicable to officers and employees of the Public Service of New South Wales, as set out in Section 6-17.12 to 6-17.17 of the Premier's Department Personnel Handbook, to each of the following office holders:

Magistrates Group listed in Determination No 2

Office Holders listed in Determination No 3 of this Determination

Deputy President of the Industrial Relations Commission (not being a judicial member)

The Statutory and Other Offices Remuneration Tribunal
HELEN WRIGHT

Dated: 28 September 2007.

Report and Determination – Travel Allowances for
NSW Judges and Magistrates

REPORT

(a) Background:

1. "Remuneration" is defined in the Statutory and Other Offices Remuneration Act 1975, as salary and allowances payable to office holders. Judges and magistrates are holders of offices specified in Schedule 1 of the Act.
2. "Allowance" is defined as follows
"allowance does not include a travelling or subsistence allowance, but includes a travelling or subsistence allowance for travel within Australia by the holder of an office specified in Schedule 1 who is:
(a) a Judge or Acting Judge of a court, or
(b) any other judicial officer (within the meaning of the Judicial Officers Act 1986) nominated by the Minister by notice in writing to the Tribunal for the purposes of this definition.
3. The Tribunal in this determination will be setting rates for overnight stays in capital cities, for overnight stays in areas other than capital cities and meal rates for day or part of day absences from

headquarters. The Tribunal has also determined the conditions upon which the rates are to be paid.

(b) Current Review:

5. For the current review the Tribunal has had regard to movements in the travel rates as published in the Australian Taxation Office's Ruling 2007/21 and the rates adopted for the NSW Public Sector generally. The Tribunal also undertook a survey of accommodation rates in regional New South Wales.

(c) Principles Adopted

6. In making its determinations on travel allowance rates the Tribunal has adopted a number of guiding principles as set out hereunder.
- Travelling allowances are intended to meet the costs necessarily incurred by Judges and Magistrates who are required to travel away from home/place of work on official business. Such costs include accommodation, meals and incidental expenses.
 - Allowances are provided to ensure that an officer is not financially disadvantaged as a result of having to travel on official business.
 - Office holders are not expected to gain or lose financially as a result of travelling on official business.
 - Where an office holder is accommodated in private, non-commercial accommodation such as the home of a family member or friend, a rate of one third of the specified rate is payable, rounded upwards to the nearest dollar.
7. The rates for accommodation across NSW vary considerably from town to town. There will be some country towns where the country daily rate will be of financial advantage to the Judge and there will be some (a much lesser number) where the Judge or Magistrate could be financially disadvantaged. On balance, the Tribunal is persuaded that with the exception of Newcastle and Wollongong a common rate for Judges and a common rate for Magistrates should be applied for the remainder of NSW in the knowledge that across a year a Judge or Magistrate will most likely be neither financially advantaged or disadvantaged.

(d) Conclusions

8. In making its determination the Tribunal has had regard to the current travel allowance rates contained in Taxation Ruling 2007/21.
9. Non metropolitan accommodation rates and meal rates have also been adjusted as set out in the Determination.
10. After reviewing the survey of intra state accommodation and meal costs, the Tribunal makes the following determination (Determination No. 7) effective on and from 1 October 2007.

Statutory and Other Offices Remuneration Tribunal
HELEN WRIGHT

Dated: 28 September 2007.

DETERMINATION No. 7

TRAVEL ALLOWANCES FOR JUDGES AND
MAGISTRATES – effective from 1 October 2007

PURSUANT to section 13 of the Act the Tribunal determines that the travel allowances for Judges and Magistrates will be as follows effective on and from 1 October 2007.

A Travel necessitating an overnight stay Capital City Rates

Adelaide, Canberra, Darwin, Hobart	\$334.45
Brisbane, Perth	\$355.45
Melbourne, Sydney	\$402.35
Newcastle and Wollongong	\$288.35
Other areas	
Judges	\$247.10
Magistrates	\$210.20

CONDITIONS

General conditions are to be as determined from time to time by the Attorney General. In addition the following specific conditions will apply.

The full daily travel allowance rate is to be paid only where the judge/magistrate stays overnight at commercial accommodation.

Where the judge/magistrate stays overnight at non commercial accommodation then one third of the daily rate is to be paid.

Where travel is for a period in excess of 24 hours then meal expenses for the final part day are to be paid.

B Meal Allowances for travel NOT involving an overnight stay

Breakfast	\$20.20
Lunch	\$22.65
Dinner	\$38.95

Statutory and Other Offices Remuneration Tribunal
HELEN WRIGHT

Dated: 28 September 2007.

**STATUTORY AND OTHER OFFICES
REMUNERATION ACT 1975**

Report and Determination
Under Section 13

Public Office Holder Group
28 September 2007

www.remtribunals.nsw.gov.au

PUBLIC OFFICE HOLDERS GROUP

Section 1 Background

- Section 13 of the Statutory and Other Offices Remuneration Act 1975, (the Act), requires the Statutory and Other Offices Remuneration Tribunal to make a determination of the remuneration to be paid to office holders on and from 1 October in that year. "Remuneration" is defined in section 10A as salary or allowances paid in money.
- The Public Office Holders Group comprises those public offices, listed in the Schedules of the Act (except for the

Judges Magistrates and Related Group), which have been grouped together by the Tribunal for remuneration purposes. The remuneration for this Group is determined as a fixed salary amount. Employer on costs such as Superannuation Guarantee Levy are, unlike the Senior Executive Service, are additional to the salary amount determined. The Government considers that there should be no direct nexus with the remuneration of the Judges Magistrates and Related Group. The Tribunal has supported this position in past Determinations.

3. The Tribunal's Report and Determination of 2006 provided a general increase of 4% to the Public Office Holders Group. Since then the Tribunal has made special determinations on the remuneration payable to the Clerk of the Parliaments, the Deputy Clerk of the Parliaments and the Councillors of the NSW Aboriginal Land Council.
4. During the year the Tribunal made two determinations pursuant to sections 11A and 11B of the Act. In one case the new Deputy Clerk of the Parliaments elected to forego an entitlement to a private plated motor vehicle and instead to obtain a vehicle under normal salary sacrifice arrangements. Consistent with the Tribunal's previous determinations when such elections take place, the remuneration of the Deputy Clerk has been increased to compensate for the loss of an employer provided motor vehicle. The Reports and Determinations were published in the *Government Gazette* and are also available on the Tribunal's website.
5. The Tribunal also made a special determination on the salary payable to the new Councillors of the NSW Aboriginal Land Council arising from their increased role and responsibilities, particularly under amendments made in 2001 and 2006 to their legislation. The Report outlining the matters considered by the Tribunal and the Determination were published in the *Government Gazette* and are also available on the Tribunal's website.
6. The Tribunal has also removed the Office of Chairperson of the Aboriginal Housing Office from Annexure A as the office is now filled on a part time basis

Section 2 Submissions Received

Government Submission

7. The Government has asked the Tribunal to consider a number of factors, including the key national economic indicators and salary movements across the NSW public sector. Particular emphasis is given to the Government's wages policy as articulated in the Economic and Financial Statement of February 2006.
8. The Government submission recommends an increase of 2.5% which is consistent with the Government's wages policy.

Mental Health Review Tribunal

9. The President of the Mental Health Review Tribunal has requested that the Tribunal review the salary payable to the President and Deputy Presidents.

Section 3 2007 Tribunal Review

10. As with the SES, the Tribunal has had regard to the 2007 award increases for the major public sector employment groups which on average have delivered increases of 4 percent. The Tribunal, however, has noted that these increases are the last provided for under previously

negotiated awards. The Tribunal has also noted that the Government has placed great importance on its wages policy in the upcoming wage negotiations and on its commitment to providing general increases not greater than 2.5 percent as a means of maintaining the value of gains in remuneration. The Tribunal supports this approach and on this occasion will provide a general increase for this Group of 2.5 percent.

11. As with the SES Determination, the Tribunal's determination takes effect from 1 October 2007 and is in effect until 30 September 2008. During this period the Government may reach agreement with public sector groups regarding future wage increases. The Tribunal will, therefore, monitor closely the results of any concluded award agreements and, should they provide for increases beyond 2.5 percent per annum the Tribunal will, pursuant to Section 14 of the Act, write to the Premier and seek a special reference to review remuneration levels for the Public Office Holder Group.

Mental Health Review Tribunal

12. The President's submission points to legislative changes arising from the new Mental Health Act 2007 (not yet proclaimed) which will place additional administrative workload on the President and full time Deputy Presidents. In addition there is currently a review of the forensic provisions of the Mental Health Act and the Mental Health (Criminal Procedure) Act 1990 which may impose significant additional responsibilities on the President and full time Deputy Presidents.
13. It is expected that the role and responsibilities of the President and Deputy Presidents will change as a result of the legislative amendments. It is understood that the President has already undertaken a number of reviews both in respect to the administration of the Tribunal and the forensic aspects of the Tribunal role. These reviews and recommendations are currently awaiting Government consideration.
14. As the legislative amendments have yet to be proclaimed it is not possible to estimate the full impact on the roles and responsibilities of these office holders. In addition, the Government has not yet made a decision in regard to the recommendations made in the President's review. For these reasons, the Tribunal will defer its review of this matter until such time as the roles and responsibilities of these offices can be more clearly assessed. As changes are expected to be implemented prior to the 2008 annual review the Tribunal is prepared undertake a special reference in regard to this matter.

Section 4 Conclusion

15. Having regard to the above and after considering the views of the Assessors, the Tribunal considers that an increase of 2.5 percent would be appropriate and so determines.
16. Pursuant to Section 13 of the Statutory and Other Offices Remuneration Act 1975, as amended, the Tribunal determines that the remuneration to be paid to office holders on and from 1 October 2007 shall be as specified in Annexure A.

The Statutory and Other Offices Remuneration Tribunal
HELEN WRIGHT

Dated: 28 September 2007.

ANNEXURE A
DETERMINATION OF THE REMUNERATION OF
THE PUBLIC OFFICE HOLDERS GROUP
ON AND FROM 1 OCTOBER 2007

	<i>Salary \$ per annum</i>
Commissioner Police Integrity Commission	375,195
Ombudsman	365,045
President, Mental Health Review Tribunal	240,735
Chairperson, Consumer Trader and Tenancy Tribunal	240,735
President, Guardianship Tribunal	235,710
Deputy Chairperson Consumer Trader and Tenancy Tribunal	222,650
Deputy Chairperson, Law Reform Commission	221,045
Deputy President Administrative Decisions Tribunal	211,990
Deputy President Mental Health Review Tribunal	211,410
Registrar Workers Compensation Commission	206,385
Clerk of the Legislative Assembly	206,385
Clerk of the Parliaments	206,385
Senior Chairperson (Government and Related Employees Appeals Tribunal) – not being a judicial office holder.	203,285
Commissioner, Law Reform Commission	198,500
Deputy President, Guardianship Tribunal	184,415
Senior Member, Consumer Trader and Tenancy Tribunal	181,720
Deputy Clerk, Legislative Assembly	177,170
Deputy Clerk, Legislative Council	177,170
Chairman, Transport Appeals Board	169,095
Chairman, Local Land Boards	169,095
Registrar, Aboriginal Land Rights Act 1983	163,675
Chairperson, Government and Related Employees Appeals Tribunal who is legally qualified (not being the holder of a judicial office or a magisterial office)	156,610
Member, Consumer Trader and Tenancy Tribunal	156,610
Assessor (Civil Claims)	156,610
Chairperson, Government and Related Employees Appeals Tribunal (not being the holder of a judicial office or a magisterial office)	147,870
Member of the New South Wales Aboriginal Land Council (Note 2)	109,025
Assessor Civil Claims (daily rate)	\$650 per day

Note 2 The Chairperson shall receive an allowance of 10% (ie. a total of \$119,930 per annum) and the Secretary and Treasurer shall receive an allowance of 5% (ie. a total of \$114,475 per annum).

LEAVE LOADING

An annual leave loading shall be payable on the same terms and conditions as are applicable to officers and employees of the Public Service of New South Wales, as set

out in Section 6-17.12 to 6-17.17 of the Premier's Department Personnel Handbook, to each of the office holders listed above who are provided, as a condition of their employment with approved annual leave.

The Statutory and Other Offices Remuneration Tribunal
HELEN WRIGHT

Dated: 28 September 2007.

**STATUTORY AND OTHER OFFICES
REMUNERATION ACT 1975**

Report and Determination
Under Section 24C

Chief Executive and Senior Executive Services
28 September 2007

www.remtribunals.nsw.gov.au

**CHIEF EXECUTIVE SERVICE AND SENIOR
EXECUTIVE SERVICE**

Section 1: Background

- Section 24C of the Statutory and Other Offices Remuneration Act 1975 (the Act) provides for the Tribunal to determine annual remuneration packages for the SES to take effect on and from 1 October in that year.
- The SES was introduced in the NSW public sector in 1989. The key features of the SES are:
 - classified into eight remuneration levels
 - minimum and maximum of each remuneration level determined by the Tribunal
 - remuneration packages expressed as total cost of employment
 - conditions of employment contained in the contract of employment
 - each officer is required to enter into an individual performance agreement with the Minister (in the case of the CEO) or the CEO (in the case of an SES officer)
 - provision for annual increase in remuneration based on performance assessment.
- In addition to the SES some officers in the Public Office Holders Group elected, pursuant to section 11A of the Act to receive remuneration packages under arrangements similar to those applicable to the SES.
- The Senior Officer (SO) classification was introduced in December 1996. The work value of SO Levels (1-3) mirrors that of SES Levels (1-3) with lower rates of remuneration for SOs intended to recognise differences from SES contracts, namely tenured employment, superannuation and leave loading payments made by the Government on behalf of the SOs.

Section 2: 2007 Review

Government submission

- The Government has provided its 2007 submission to the Tribunal. The submission contains details of key national economic indicators, details of salary movements across the NSW public sector and public sector remuneration for SES and non SES across Australia. In the NSW public sector, these include, since the Tribunal's 2006 annual determination, increases of 4 percent to the major

public sector occupational groups. The Submission notes that these increases were the result of closed agreements which are due to expire in mid 2008.

6. The Submission has re-stated details of the Government's wages policy as articulated in the Economic and Financial Statement of February 2006. With the conclusion of the Agreements entered into prior to the release of the Statement new negotiations will be based on the Government's Wages Policy. In essence this policy is to maintain the real wage improvements achieved under the former Agreements by limiting increases to a net cost of 2.5 percent (representing the average CPI inflation rate over the previous decade). Increases beyond 2.5 percent will be subject to negotiated productivity trade offs.

7. The Government submission recommends that:

"... increases in executive remuneration must be consistent with the Government's wages policy.

The wages policy provides for increases of 2.5% and enables additional increases tied to negotiated productivity savings. From the expiry of current agreements, the new wages policy will be applied to all occupational groups."

Treasury Forecasts

8. The Government has again provided a detailed analysis from the NSW Treasury on the NSW budget strategy for the next 12 months. NSW Treasury anticipates that the Consumer Price Index (CPI) for Sydney in 2007/2008 will be 2.5 percent which is lower than the 2.75 percent revised estimated for 2006/2007. Wages growth as measured by the Wage Price Index (WPI) is expected to be 4.0 percent in the next 12 months, again equivalent to the estimate for 2006/2007.
9. Treasury has also provided details of the forward NSW budget estimates which are predicated upon on average expense increases not exceeding average receipt increases over the forward years.
10. In respect of Wages Policy the NSW Treasury submission has stressed how wages growth in the NSW public sector has doubled the rate of inflation. Such increases, the Treasury submission argues, were necessary to attract and retain high quality staff in key front line areas. Treasury considers that the balance has been redressed and that it is now necessary to maintain those wage improvements.
11. Treasury also points out that employee related costs are the largest component of total budget expense and the impact such expenses have on the State's budget position. Treasury notes that:
- "...The single most important influence on the level and future growth of total expenses, and therefore the budget result, is employee related expenses. They account for almost half of government expenses, and each one per cent increase in employee expenses – from increases in rates of pay, numbers of staff, or from progression of staff to higher pay scales and upward reclassification of positions – costs over \$224 million per annum."

Recruitment and Retention Allowance

12. The Government submission supports an increase in the levels of Recruitment Allowances and Retention Allowances. The submission notes that the Recruitment Allowance and the Retention Allowance provide the

Government with the necessary flexibility to attract and retain staff with particular skills in a tight labour market.

Auditor General

13. The Auditor General has sought an increase in remuneration arising from changes to the responsibilities of his office resulting from more robust accounting reporting arrangements.

Section 3: 2007 Tribunal Review

Director General Department of Premier and Cabinet

14. On 1 May 2007 the Tribunal, following receipt of a special reference from the Premier, the Hon Morris Iemma MP made a special determination on the remuneration of the new position of Director General, Department of Premier and Cabinet.
15. In reviewing this matter the Tribunal noted that The Cabinet Office and the Premier's Department were both previously headed by positions at SES 8 Level. As a result of the amalgamation of The Cabinet Office and the Premier's Department into one agency, the Tribunal considered that remuneration for Director General should be set beyond the SES 8 Level. Accordingly, the Tribunal determined a rate of \$472,750pa. The Tribunal will make a separate annual determination in respect of this office.

Implementation of Agency Amalgamations

16. The remuneration determined for the Director General, Department of Premier of Premier and Cabinet demonstrates one of the problems in the current SES structure. The current 8 level Remuneration structure cannot adequately deal with the remuneration of CEOs appointed to head amalgamated agencies, except by way of special reference from the Tribunal. The Tribunal considers that the SES Remuneration structure should provide sufficient flexibility and scope to accommodate CEO appointments to head such agencies. Another problem concerns the ongoing issue of salary compression between SES Levels 1-3 and Senior Officers Grade 1-3.
17. The Tribunal notes that the SES structure has been in place since 1989 and in the subsequent 18 years very little has changed. While the remuneration structure may have been appropriate for the SES in 1989 it is now time for a review to ensure its current relevance particularly as the trend towards the amalgamation of agencies continues. The Tribunal, therefore, strongly urges the Government to commence such a review. The Tribunal would be pleased to assist or, if the Government considered it appropriate to do, the Tribunal would be prepared to undertake this review and provide recommendations to the Government.

Auditor General

18. The Tribunal has considered the Auditor General's submissions and considers that there has been a change in the responsibilities which requires an adjustment to the remuneration of this office.

Wage and Salary movements

19. In 2006, the Tribunal determined an increase of 4 percent for the SES. This was to ensure that SES remuneration increases did not fall significantly behind Award based salary increases received by key public sector groups, particularly Senior Officers.

20. For the current review the Tribunal has had regard to the 2007 award increases of Senior Officers which amounted to 4 percent effective from 1 July 2007. The Tribunal has also noted the importance placed by the Government on its wages policy in the upcoming wage negotiations and on its commitment to providing general increases not greater than 2.5 percent. The Tribunal is prepared to support this objective.

21. The Tribunal is mindful, however, that if it provides an increase of 2.5 percent there will be some compression between the respective levels of the SES and Senior Officers and it would not wish to see any further compression occur. The Tribunal continues to support the principle that remuneration for the SES should be set at sufficiently attractive levels to ensure Government Agencies can recruit SES officers of high calibre and recognises that any significant salary compression would be inimical to this approach. The Tribunal's determination takes effect from 1 October 2007 and is in effect until 30 September 2008. During this period the Government may reach agreement with public sector groups regarding future wage increases. The Tribunal notes that any further award increase beyond 2.5 percent would, in accordance with the Government's Wages Policy, only be achieved through negotiated productivity savings. The Tribunal has long maintained that the SES has a lead role in achieving productivity savings. The Tribunal will, therefore, monitor closely the results of any concluded award agreements and, should they provide for increases beyond 2.5 percent per annum the Tribunal will, pursuant to Section 24D of the Act, write to the Premier and seek a special reference to review remuneration levels for the SES.

22. Having regard to the above, and after considering the views of the Assessors, the Tribunal considers that in all the circumstances an increase of 2.5 percent is appropriate and so determines. Progression within the remuneration levels is subject to specific guidelines issued by the Director General of the Premier's Department.

Recruitment Allowance and Retention Allowance

23. The Recruitment and Retention Allowances were introduced in 1996 to address the difficulties the Government was experiencing in recruiting and retaining SES offices with specialist skills, following the abolition of the specialist market rates the previous year. The Allowances were last varied in 2003 and have been adjusted to maintain their continued relevance for the purpose for which they were introduced.

Section 11A Office Holders

24. The Tribunal has examined the changes to the responsibilities of the Auditor General since the last review in 2002 and considers that, on balance, an increase in remuneration for this office is warranted on this occasion.

25. Section 11A Office Holders are statutory appointees who exercise independent statutory functions. Some also have CEO type responsibilities. These office holders, pursuant to Section 11A of the Act, have access to remuneration packaging identical to the SES. Unlike the SES however, their employment status is governed by legislation specific to each office holder and they are not subject to annual performance appraisal. For the current

review the Tribunal has determined a general increase of 2.5 percent for this Group.

The Statutory and Other Offices Remuneration Tribunal
HELEN WRIGHT

Dated: 28 September 2007.

ANNEXURE A

DETERMINATIONS OF THE REMUNERATION PACKAGES OF THE CHIEF EXECUTIVE SERVICE AND SENIOR EXECUTIVE SERVICE EFFECTIVE ON AND FROM 1 OCTOBER 2007

Determination No. 1

The remuneration package ranges for executive office holders shall be:

<i>CES/SES</i>	<i>Per annum range</i>
Remuneration Level 8	\$357,301 to \$412,820
Remuneration Level 7	\$284,951 to \$357,300
Remuneration Level 6	\$253,501 to \$284,950
Remuneration Level 5	\$219,701 to \$253,500
Remuneration Level 4	\$201,551 to \$219,700
Remuneration Level 3	\$177,451 to \$201,550
Remuneration Level 2	\$165,401 to \$177,450
Remuneration Level 1	\$141,250 to \$165,400

Determination No. 2 – Director General Department of Premier and Cabinet

The Tribunal determines that the remuneration package for the Director General Department of Premier and Cabinet shall be \$484,600pa effective on and from 1 October 2007.

Determination No. 3 – Recruitment Allowance

To the remuneration package amounts determined above there may be added a Recruitment Allowance up to the maximum for each level as set out hereunder, subject to the approval of the Director General of the Premier's Department. The Allowance will apply for new SES offices and contract renewals, where it has been certified that a specific skill is necessary for recruitment purposes and the performance of the duties of the position.

Officers in receipt of a Recruitment Allowance are not eligible for payment of a Retention Allowance.

<i>CES/SES</i>	<i>Maximum Allowance</i>
Levels 7 and 8	up to \$41,200
Levels 5 and 6	up to \$28,500
Levels 3 and 4	up to \$21,900
Levels 1 and 2	up to \$17,500

Determination No. 4 – Retention Allowance

SES Officers shall be eligible for a Retention Allowance up to the maximum for each level as set out hereunder. The Allowance will apply on and from the date of approval by the Director General of the Premier's Department and will accrue on an annual basis or part thereof and the total amount will be payable upon the completion of the contract.

Officers in receipt of a Retention Allowance are not eligible for payment of a Recruitment Allowance.

<i>CES/SES</i>	<i>Maximum Allowance</i>
Levels 7 and 8	up to \$41,200
Levels 5 and 6	up to \$28,500
Levels 3 and 4	up to \$21,900
Levels 1 and 2	up to \$17,500

Determination No. 5

The Tribunal determines that the remuneration package ranges for offices identified as requiring specialist medical skills shall be:

<i>Specialist Medical Skills</i>	<i>Per Annum range</i>
Remuneration Level 6	\$261,125 to \$319,850
Remuneration Level 5	\$259,985 to \$308,225
Remuneration Level 4	\$255,570 to \$296,600
Remuneration Level 3	\$243,870 to \$283,020
Remuneration Level 2	\$228,840 to \$265,585
Remuneration Level 1	\$211,100 to \$242,325

Determination No. 6

The Tribunal further determines that the remuneration package ranges for offices identified as requiring general medical skills shall be:

<i>General Medical Skills</i>	<i>Per annum range</i>
Remuneration Level 2	\$183,755 to \$213,235
Remuneration Level 1	\$168,885 to \$193,865

ANNEXURE B

**DETERMINATION OF REMUNERATION OF
PUBLIC OFFICE HOLDERS WHO HAVE ELECTED
TO BE PROVIDED WITH EMPLOYMENT BENEFITS
PURSUANT TO SECTION 11A OF THE ACT
EFFECTIVE ON AND FROM 1 OCTOBER 2007**

Determination No. 7

The Tribunal determines that the remuneration packages per annum for Public Office Holders who have elected to be provided with employment benefits pursuant to section 11A of the Act shall be:

<i>Public Office Holder</i>	<i>Remuneration</i>
Auditor General	\$385,000
Commissioner, NSW Crime Commission	\$377,730
Full Time Member and CEO, Independent Pricing and Regulatory Tribunal	\$341,120
Electoral Commissioner	\$299,775
Valuer General	\$278,420
Public Trustee	\$262,255

The Statutory and Other Offices Remuneration Tribunal
HELEN WRIGHT

Dated: 28 September 2007.

TRANSPORT ADMINISTRATION ACT 1988

LAND ACQUISITION (JUST TERMS
COMPENSATION) ACT 1991

ERRATUM

IN the notice published in *Government Gazette* No 94 on 29 July 2005 on pages 3984 to 3987 errors were made in the description of the land. The Notice is amended as specified in Schedule below.

SCHEDULE

In Schedule 1, page 3985, paragraph No. 7 (left column) the words and figures "Pt Lot 1 in Deposited Plan 790011" are deleted and replaced with "Pt Lot 18 in Deposited Plan 776447". The letters and figures "PRL-CTI-IW-ST-702045 rev09, PRL-CTI-IW-ST-702044 rev09," are inserted after the letters and figures "PR-SK5P2,".

In Schedule 1, page 3985, paragraph No. 1 (right column) the letters and figures ", as indicated on plan PR-SK10P3," are inserted after the letters and figures "W18-2005 and".

In Schedule 1, page 3985, paragraph No. 2 (right column) fourth line, the word "Road" is deleted and replaced with the word "Avenue". The letters and figures "as indicated on plans PR-SK1P2, PR-SK2P2 and" are inserted after the letters and figures "W18-2005 and".

In Schedule 1, page 3985, paragraph No. 3 (right column) the letters and figures "and as indicated on plan PR-SK4P2" are inserted after the letters and figures "Plan W47-2005".

In Schedule 1, page 3985, paragraph No. 4 (right column) the words "as residue" are inserted after the word "shown". The figures "6995" are deleted and replaced with the figures "6695". The letters and figures "as indicated on plan PR-SK4P2" are inserted after the letters and figures "-3000 and".

In Schedule 1, page 3985, paragraph No. 5 (right column) the figures "15667-1603" are deleted and replaced with the letters and figures "15665-1603, (*Government Gazette* 12/6/1925 Fol.2588)". The letters and figures "Lot 11, DP 530505" are deleted and replaced with the letters and figures "Pt Lot 3 DP 531973 and as indicated on plan PR-SK14P1".

In Schedule 1, page 3985, paragraph No. 6 (right column) the letters and figures "as indicated on plans PR-SK11P2, PR-SK12P2, PR-SK13P2, and PR-SK15P2 and" are inserted after the letters and figures "DP 819522 and".

In Schedule 1, page 3985, paragraph No. 7 (right column) the letters and figures "DP 8790011" are deleted and replaced with the letters and figures "DP 790011". The letters and figures "as indicated on plans PR-SK5P2, PRL-CTI-IW-ST-702045 rev09, PRL-CTI-IW-ST-702044 rev09, and PR-SK8P2" are inserted after the letters and figures "DP 790011 and".

In Schedule 1, page 3986, paragraph No. 1 (left column) the letters and figures "as indicated on plan PR-SK8P2" are inserted after the letters and figures "DP 817116 and".

In Schedule 1, page 3987, paragraph No. 6 (left column) the figures "15667-1603" are deleted and replaced with the letters and figures "15665-1603 (*Government Gazette* 12/6/1925 Fol.2588)". The letters and figures ", Pt Lot 3, DP 531973" are inserted after the letters and figures "Lot 9, DP 531274".

CHRIS LOCK,
Chief Executive Officer

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

CABONNE COUNCIL

Roads Act 1993

Dedication of Land as Public Road

NOTICE is hereby given that pursuant to section 10 of the Roads Act 1993, the Cabonne Council dedicates the lands described in Schedule 1 hereunder as public road. Dated 16 October 2007. G. L. P. FLEMING, General Manager, Cabonne Council, PO Box 17, Molong NSW 2866.

SCHEDULE 1

Land shown as intended to be dedicated to the public as road widening in Plan of Acquisition, Lots 4 to 9 in DP 1114262, Parish of Nanami, County of Ashburnham. [3556]

COOMA MONARO SHIRE COUNCIL

Roads Act 1993, Section 16 (2)

Dedication of Land as Public Road

NOTICE is hereby given by Cooma Monaro Shire Council that in pursuance of section 16 (2) of the Roads Act 1993, the land described in the Schedule below is hereby dedicated a public road. Dated at Cooma, 19 September 2007. DARYL HAGGER, Acting General Manager, Cooma Monaro Shire Council, PO Box 714, Cooma NSW 2630.

SCHEDULE

Lot 1, DP 866181. [3557]

GOULBURN MULWAREE COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) 1991

Notice of Compulsory Acquisition of Land

THE Goulburn Mulwaree Council declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purpose of a water reservoir site. Dated at Goulburn, 12 October 2007. LUKE JOHNSON, General Manager, Goulburn Mulwaree Council, Locked Bag 22, Goulburn NSW 2580.

SCHEDULE

Lot 1, DP 1112159. [3558]

LAKE MACQUARIE CITY COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

LAKE MACQUARIE CITY COUNCIL declares with the approval of Her Excellency the Governor, that the land described in the schedule below, excluding any mines or deposits of minerals within that land, is acquired by

compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for road widening purposes. Dated at Speers Point, 28 September 2007. BRIAN BELL General Manager, Lake Macquarie City Council, Administration Building, Main Road, Speers Point NSW 2284.

SCHEDULE

Lot 100 in Deposited Plan 1093424. [3559]

LAKE MACQUARIE CITY COUNCIL

Roads Act 1993, Section 10

Dedication of Land as Public Road

IN accordance with section 10 of the Roads Act 1993, Council dedicates the land held by it and described in the schedule below as public road. BRIAN BELL, General Manager, Lake Macquarie City Council, Administration Building, Main Road, Speers Point NSW 2284.

SCHEDULE

Lot 100 in Deposited Plan 1093424. [3560]

TWEED SHIRE COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Acquisition) Act 1991

Notice of Compulsory Acquisition of Land

THE Tweed Shire Council declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding mines and deposits of minerals within the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of a public road. Dated at Murwillumbah, 16 October 2007. M. RAYNER, General Manager, Tweed Shire Council, PO Box 816, Murwillumbah NSW 2484.

SCHEDULE

Lot 1, DP 1107218. [3561]

TWEED SHIRE COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Acquisition) Act 1991

Notice of Compulsory Acquisition of Land

THE Tweed Shire Council declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding mines and deposits of minerals within the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of a Sewer Pump Station. Dated at Murwillumbah, 16 October 2007. M. RAYNER, General Manager, Tweed Shire Council, PO Box 816, Murwillumbah NSW 2484.

SCHEDULE

Lot 1, DP 1101923. [3562]

WYONG SHIRE COUNCIL

Naming of Road in Subdivision

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

<i>Location</i>	<i>Names</i>
Lots 67 and 68, DP 22837, Hakone Road, Woongarra	Barra Road Helios Street Koorinal Road Lana Place Wirruna Street

No objections to the proposed name were received within the prescribed period of time. K. YATES, General Manager, Council Chambers, PO Box 20, Wyong NSW 2259. [3563]

HAY SHIRE COUNCIL

Sale of Land for Overdue Rates

NOTICE is hereby given to the persons named hereunder that the Council of the Shire of Hay has resolved in pursuance to Division 5 (Section 713) of the Local Government Act 1993, to sell the land described hereunder of which the persons named appear to be the owners or in which may appear to have an interest and in which the amount of rates stated in each case, as at 30 September 2007, is due:

<i>Owner or Persons Having an Interest in the Land</i>	<i>Description of Land</i>	<i>Amount of Rates (incl. Extra Charges) Overdue for more than 5 years)</i>	<i>Amount of all other rates (incl. extra charges due in arrears)</i>	<i>Total</i>
Estate J. M. Blake.	Lot 1 and 2, DP 1097671, 443 Water Street, Hay NSW 2711.	\$283.28	\$8990.96	\$9274.24

In default of payment to the Council of the total amount stated above and any other rates (including extra charges) now being due and payable after publication of this notice before the time fixed for the sale, the said land will be offered for sale by public auction at the Council Chambers on 2 March 2008, at 11:00 a.m. R. BEHL, General Manager, Hay Shire Council, PO Box 141, Hay NSW 2711. [3564]

BYRON SHIRE COUNCIL

Local Government Act

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

BYRON SHIRE COUNCIL declares, with the approval of Her Excellency the Governor, that the land described in the schedule below, excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of a public library and ancillary community use.

Dated at Mullumbimby, 16 October 2007. PAMELA WESTING, General Manager, Byron Shire Council, 70-90 Station Street (PO Box 219), Mullumbimby NSW 2482, tel.: (02) 6626 7000.

SCHEDULE

Lot 456, DP 1087879

[3565]

ISSN 0155-6320

Authorised to be printed
ROBERT J. GALLAGHER, Government Printer.